FEDERAL REGISTER

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Consumer and Marketing Service
Defense Supply Agency
Education Office
Federal Aviation Administration
Federal Communications Commission
Federal Housing Administration
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Federal Reserve System
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Title 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 213—EXCEPTED SERVICE

Treasury Department

Section 213.3305 is amended to show that the position of Staff Assistant to the National Director, U.S. Savings Bond Division, is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (2) is added to paragraph (d) of § 213.3305 as set out below.

§ 213.3305 **Treasury Department.**

* * * * *

(d) *United States Savings Bond Division.* * * *

(2) One Staff Assistant to the National Director.

(5 U.S.C. 3301, 3302, E.O. 10577, 19 F.R. 7521, 3 CFR, 1954–1958 Comp., 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 67-9100; Filed, Aug. 3, 1967; 8:47 a.m.]

PART 213—EXCEPTED SERVICE

Department of Health, Education, and Welfare

Section 213.3316 is amended to show that one additional position of Special Assistant to the Assistant Secretary for Legislation is excepted under Schedule C and that the positions of Program Coordination Officer and Director, Office of Program Analysis, and Special Assistant to the Assistant Secretary for Legislation are no longer excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (1) is amended and subparagraphs (3) and (5) of paragraph (f) of § 213.3316 are revoked as set out below.

§ 213.3316 **Department of Health, Education, and Welfare.**

* * * * * *

(f) *Office of the Assistant Secretary for Legislation.* (1) Four Special Assistants to the Assistant Secretary.

* * * * *

(3) [Revoked]

* * * * *

(5) [Revoked]

* * * * *

(5 U.S.C. 3301, 3302, E.O. 10577, 19 F.R. 7521, 3 CFR, 1954–1958 Comp., 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 67-9098; Filed, Aug. 3, 1967; 8:47 a.m.]

PART 213—EXCEPTED SERVICE

Department of Transportation

Section 213.3394 is amended to show that the position of Special Assistant (Public Affairs), Office of the Assistant Secretary for Public Affairs, Office of the Secretary is excepted under Schedule C. Effective on publication in the FEDERAL REGISTER, subparagraph (8) is added to paragraph (a) of § 213.3394 as set out below.

§ 213.3394 **Department of Transportation.**

(a) *Office of the Secretary.* * * *

(8) Special Assistant (Public Affairs).

* * * * *

(5 U.S.C. 3301, 3302, E.O. 10577, 19 F.R. 7521, 3 CFR, 1954–1958 Comp., 218)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] JAMES C. SPRY,
Executive Assistant to the Commissioners.

[F.R. Doc. 67-9099; Filed, Aug. 3, 1967; 8:47 a.m.]

Title 4—ACCOUNTS

Chapter I—General Accounting Office

SUBCHAPTER A—GENERAL PROCEDURES

PART 20—BID PROTESTS

A new part, establishing procedures governing bid protests, is added as follows:

Sec.
20.1 Procedure for protest.
20.2 Notice of protest.

AUTHORITY: The provisions of this Part 20 issued under sec. 311, 42 Stat. 25, as amended, 31 U.S.C. 52. Interpret or apply sec. 305, 42 Stat. 24, 31 U.S.C. 71; sec. 304, 42 Stat. 24, as amended, 31 U.S.C. 74.

§ 20.1 **Procedure for protest.**

An interested party wishing to protest the proposed award of a contract, or the award of a contract, by an agency of the Federal Government whose expenditures are subject to disallowance by the U.S. General Accounting Office may do so by addressing a telegram, or letter to the Comptroller General of the United States, U.S. General Accounting Office, Washington, D.C. 20548, identifying the procurement and the agency concerned and stating the basis for the protest. A party having filed a protest may request a conference with the General Accounting Office attorney who has been assigned primary responsibility for handling the protest. The General Accounting Office reserves the right to make public any information submitted in connection with the protest unless such information is proprietary or is classified information as defined at 18 U.S.C. 798(b).

§ 20.2 **Notice of protest.**

If it proposes to sustain a protest, the General Accounting Office, unless the Comptroller General or the Assistant Comptroller General certifies that time and circumstances do not permit, will give notice of the protest and an opportunity to present views to the contractor where the contract has already been awarded or, if prior to award, to the bidder who it appears from the facts of record would be awarded the contract but for the protest.

[SEAL] ELMER B. STAATS,
Comptroller General of the United States.

[F.R. Doc. 67-9086; Filed, Aug. 3, 1967; 8:46 a.m.]

Title 7—AGRICULTURE

Chapter IX—Consumer and Marketing Service (Marketing Agreements and Orders; Fruit, Vegetables, Nuts), Department of Agriculture

PART 993—DRIED PRUNES PRODUCED IN CALIFORNIA

Salable and Reserve Percentages for 1967–68 Crop Year

Pursuant to the marketing agreement, as amended, and Order No. 993, as amended (7 CFR Part 993), regulating the handling of dried prunes produced in California, effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), the Prune Administrative Committee has unanimously recommended salable and reserve percentages for California dried prunes of 100 percent and 0 percent, respectively. These percentages would be applicable to all dried prunes received by handlers from producers and dehydrators during the 1967–68 crop year (beginning August 1, 1967).

The Committee's recommendation is based on its estimate of 1967 California dried prune production at 135,000 tons,

natural condition weight, and carrying of 34,692 tons, natural condition weight. This would result in an estimated supply, processed weight equivalent, of 174,783 tons. The Committee also estimated 1967–68 domestic trade demand at 115,000 tons (processed weight), and foreign trade demand at 40,000 tons (processed weight), leaving a carryout on July 31, 1968, of 19,783 tons. A carryout of 25,000 tons is deemed desirable.

After consideration of the committee's recommendation and supporting information, and other available information, it is found that to establish the salable and reserve percentages as hereinafter set forth will tend to effectuate the declared policy of the act.

Therefore, the salable and reserve percentages for dried prunes for the 1967–68 crop year are established as follows:

§ 993.203 Salable and reserve percentages for prunes for the 1967–68 crop year.

The salable and reserve percentages for the 1967–68 crop year shall be 100 percent and 0 percent, respectively.

It is hereby further found that it is impracticable, unnecessary, and contrary to the public interest to give preliminary notice and engage in public rulemaking procedure, and that good cause exists for making the provisions hereof effective upon publication in the FEDERAL REGISTER and not postponing the effective time until 30 days after publication (5 U.S.C. 553) in that: (1) The percentages will apply to all dried prunes received by handlers from producers and dehydrators during the 1967–68 crop year beginning August 1, 1967; and (2) this action places no restrictions on handlers.

(Secs. 1–19, 48 Stat. 31, as amended; 7 U.S.C. 601–674)

Dated August 1, 1967, to become effective upon publication in the FEDERAL REGISTER.

PAUL A. NICHOLSON,
Deputy Director,
Fruit and Vegetable Division.

[F.R. Doc. 67-9127; Filed, Aug. 3, 1967; 8:49 a.m.]

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Administration, Department of Transportation

SUBCHAPTER C—AIRCRAFT

[Docket No. 8308; Amdt. 39-461]

PART 39—AIRWORTHINESS DIRECTIVES

British Aircraft Corporation Model BAC 1-11, 200- and 400-Series Airplanes

A failure of a reverse thrust plunger unit, P/N AC 39 A 111, has occurred on a British Aircraft Corp. Model BAC 1-11 200-Series airplane. An examination of the plunger unit revealed that plunger rod P/N AC 39-117 was broken at the threaded portion, the plain portion of the rod was bent where it joined the fork, and the spring was distorted. It was also determined that under these conditions locking plate P/N AB 39-577 could fall into the locking slot in the gap plate, thus preventing the engine throttle handle from being moved out of flight idle position and creating a dangerous situation if additional power was needed. Since this condition is likely to exist or develop in other airplanes of the same type design, an airworthiness directive is being issued to require the inspection, within the next 155 hours' time in service, of plunger rods P/N AC 39-117 in accordance with British Aircraft Corp. Alert Service Bulletin No. 76-A-PM 2837 and the replacement of defective plunger rods before further flight. The AD also requires the reinspection of the plunger rods at an interval not to exceed 600 hours after the initial inspection, and the replacement of plunger units P/N AC 39 A 111 with plunger units P/N AB 39 A 3477 within the next 1,000 hours' time in service.

Since a situation exists that requires immediate adoption of this regulation, it is found that notice and public procedure hereon are impracticable and good cause exists for making this amendment effective in less than 30 days.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (14 CFR 11.89), § 39.13 of Part 39 of the Federal Aviation Regulations is amended by adding the following new airworthiness directive:

BRITISH AIRCRAFT. Applies to Model BAC 1-11 200- and 400-Series airplanes.

Compliance required as indicated.

To prevent failure of the reverse-thrust plunger unit rods P/N AC 39-117, accomplish the following:

(a) Within the next 155 hours' time in service after the effective date of this AD and thereafter at an interval not to exceed 600 hours' time in service from the initial inspection, remove and dismantle reverse-thrust plunger units P/N AC 39 A 111 and visually inspect plunger rods P/N AC 39-117 for cracks, distortion, or other defects in accordance with British Aircraft Corp. Alert Service Bulletin No. 76-A-PM 2837 or later ARB-approved issue, or FAA-approved equivalent.

(b) Replace cracked, distorted, or defective plunger rods, P/N AC 39-117, with serviceable plunger rods of the same part number before further flight.

(c) Within the next 1,000 hours' time in service after the effective date of this AD, replace reverse-thrust plunger units P/N AB 39 A 111 with plunger units P/N AB 39 A 3477 in accordance with British Aircraft Corp. Service Bulletin No. 76-PM 2837 or later ARB-approved issue, or FAA-approved equivalent.

(d) The inspections required by paragraph (a) may be discontinued after reverse thrust plunger units P/N AB 39 A 111 have been replaced with plunger units P/N AB 39 A 3477 in accordance with paragraph (c).

This amendment becomes effective August 4, 1967.

(Secs. 313(a), 601, 603, Federal Aviation Act of 1958; 49 U.S.C. 1354(a), 1421, 1423)

Issued in Washington, D.C., on July 27, 1967.

R. S. SLIFF,
Acting Director,
Flight Standards Service.

[F.R. Doc. 67-9083; Filed, Aug. 3, 1967; 8:46 a.m.]

SUBCHAPTER E—AIRSPACE

[Airspace Docket No. 67-WE-46]

PART 71—DESIGNATION OF FEDERAL AIRWAYS, CONTROLLED AIRSPACE, AND REPORTING POINTS

Alteration of Control Zone

The purpose of this amendment to Part 71 of the Federal Aviation Regulations is to alter the description of the LaVerne, Calif., control zone.

A recent review of the approach procedures and associated airspace requirements for Brackett Field, LaVerne, Calif., and Cable Airport, Upland, Calif., has resulted in raising the crossing altitude at the Pomona, Calif., VOR from 2,000 feet to 3,000 feet for the AL-5203-VOR-1 approach procedure to Cable Airport. This adjustment will provide a greater degree of safety between aircraft executing the approach procedure to Cable Airport and aircraft in the traffic pattern at Brackett Field. Raising the crossing altitude at the Pomona VOR to 3,000 feet also eliminates the requirement for the control zone extension west of Pomona VOR.

The review further revealed that a 1-mile control zone extension will be required 2 miles each side of the Pomona VOR 179° T (164° M) radial. This extension will provide protection for aircraft executing the prescribed instrument approach procedure for Brackett Field while operating below 1,000 feet above the surface.

Since these changes are minor in nature, notice and public procedure hereon are unnecessary.

In consideration of the foregoing, Part 71 of the Federal Aviation Regulations is amended effective 0001 e.s.t., October 12, 1967, as hereinafter set forth:

In § 71.171 (32 F.R. 2109) the LaVerne, Calif., control zone is amended to read as follows:

LAVERNE, CALIF.

Within a 3-mile radius of Brackett Field (latitude 34°05'30" N., longitude 117°47'00" W.), within 2 miles each side of the Pomona VOR 179° radial, extending from the 3-mile radius zone to 3 miles S. of the VOR.

Issued in Los Angeles, Calif., on July 28, 1967.

LEE E. WARREN,
Acting Director,
Western Region.

[F.R. Doc. 67-9084; Filed, Aug. 3, 1967; 8:46 a.m.]

SUBCHAPTER F—AIR TRAFFIC AND GENERAL OPERATING RULES

[Reg. Docket No. 8294; Amdt. 547]

PART 97—STANDARD INSTRUMENT APPROACH PROCEDURES

Miscellaneous Amendments

The amendments to the standard instrument approach procedures contained herein are adopted to become effective when indicated in order to promote safety. The amended procedures supersede the existing procedures of the same classification now in effect for the airports specified therein. For the convenience of the users, the complete procedure is republished in this amendment indicating the changes to the existing procedures.

As a situation exists which demands immediate action in the interests of safety in air commerce, I find that compliance with the notice and procedure provisions of the Administrative Procedure Act is impracticable and that good cause exists for making this amendment effective within less than 30 days from publication.

In view of the foregoing and pursuant to the authority delegated to me by the Administrator (24 F.R. 5662), Part 97 (14 CFR Part 97) is amended as follows:

1. By amending the following automatic direction finding procedures prescribed in § 97.11(b) to read:

ADF Standard Instrument Approach Procedure

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Nabb VOR	SD LOM	Direct	2300	T-dn	300-1	300-1	200-½
Louisville VOR	SD LOM	Direct	2100	C-dn	600-1	600-1	600-1½
Bourbon Int	SD LOM	Direct	2500	S-dn-1	600-1	600-1	600-1
Nadine Int	SD LOM	Direct	2300	A-dn	800-2	800-2	800-2
Corydon Int	SD LOM	Direct	2300				
Harbor Int	SD LOM	Direct	2300				
Martinsburg Int	SD LOM	Direct	3000				
Henryville Int	SD LOM	Direct	3000				

Radar available.
Procedure turn W side of crs, 190° Outbnd, 010° Inbnd, 2100′ within 10 miles.
Minimum altitude over facility on final approach crs, 2100′.
Crs and distance, facility to airport, 010°—4.8 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.8 miles after passing SD LOM, make a left-climbing turn to 2500′ on heading, 260°, intercept, R 279°, LOU VOR, and proceed to Corydon Int, hold W, 1-minute right turns, 099° Inbnd.
Alternate missed approach: Within 4.8 miles after passing SD LOM, climb to 2300′ on heading, 010° to Harbor Int, hold N, 1-minute left turns, 190° Inbnd.
MSA within 25 miles of facility: 035°–125°—2500′; 125°–215°—2300′; 215°–305°—2200′; 305°–035°—3000′.

City, Louisville; State, Ky.; Airport name, Standiford Field; Elev., 497′; Fac. Class., LOM; Ident., SD; Procedure No. NDB (ADF) Runway 1, Amdt. 26; Eff. date, 26 Aug. 67; Sup. Amdt. No. ADF Amdt. 23; Dated, 10 Apr. 65

Vernon Int	SG LOM	Direct	2800	T-dn	300-1	300-1	200-½
Billings Int	SG LOM	Direct	2800	C-dn	400-1	400-1	400-1½
Crane Int	SG LOM	Direct	2800	S-dn-1Ⓒ	400-1	400-1	400-1
Miller Int	SG LOM	Direct	2800	A-dn	800-2	800-2	800-2
Plano Int	SG LOM	Direct	2800				
SGF NDB	SG LOM	Direct	2800				
SGF VOR	SG LOM	Direct	2800				

Procedure turn E side of crs, 195° Outbnd, 015° Inbnd, 2800′ within 10 miles.
Minimum altitude over facility on final approach crs, 2100′.
Crs and distance, facility to airport, 015°—3.6 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.6 miles after passing LOM, climb to 2800′ on crs 015°, proceed to SGF VOR.
Ⓒ Sliding scale not authorized.
MSA within 25 miles of facility: 000°–090°—4200′; 090°–180°—2700′; 180°–360°—2600′.

City, Springfield; State, Mo.; Airport name, Springfield Municipal; Elev., 1267′; Fac. Class., LOM; Ident., SG; Procedure No. NDB (ADF) Runway 1, Amdt. 6; Eff. date, 26 Aug. 67; Sup. Amdt. No. ADF 1, Amdt. 5; Dated, 5 Feb. 66

SGF VOR	SGF NDB	Direct	2600	T-dn	300-1	300-1	200-½
				C-dn	400-1	400-1	400-1½
				S-dn-13Ⓒ	400-1	400-1	400-1
				A-dn	800-2	800-2	800-2

Procedure turn W side of crs, 317° Outbnd, 137° Inbnd, 2600′ within 10 miles.
Minimum altitude over facility on final approach crs, 2100′.
Crs and distance, facility to airport, 137°—3.6 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.6 miles after passing RBn, climb to 3000′ on 137° bearing from SGF RBn within 15 miles, make right turn and return to SGF RBn.
Ⓒ Sliding scale not authorized.
MSA within 25 miles of facility: 000°–180°—4200′; 180°–000°—2600′.

City, Springfield; State, Mo.; Airport name, Springfield Municipal; Elev., 1267′; Fac. Class., HSAB; Ident., SGF; Procedure No. NDB(ADF) Runway 13, Amdt. 3; Eff. date, 26 Aug. 67; Sup. Amdt. No. ADF 2, Amdt. 2; Dated, 5 Feb. 66

2. By amending the following very high frequency omnirange (VOR) procedures prescribed in § 97.11(c) to read:

VOR/DME STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
				T-dn	300-1	300-1	NA
				C-dn	700-1	700-1	NA
				S-dn	NA	NA	NA
				A-dn	NA	NA	NA

Procedure turn S side of crs, 297° Outbnd, 117° Inbnd, 1600′ within 10 miles.
Minimum altitude over facility on final approach crs, 1600′.
Crs and distance, facility to airport, 117°—9.2 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished at 9.2 miles from HCM VOR, make right-climbing turn to 1600′ direct to HCM VOR, hold NW, R 297°, 117° Inbnd, HCM VOR, 1-minute right turns.
NOTE: Weather source: Newport News, Va., FSS.
CAUTION: 60′ trees surrounding air strip. 125′ unmarked antenna 0.3 mile E of strip; 160′ antenna 1 mile N of strip.
MSA within 25 miles of facility: 000°-180°—1800′; 180°-360°—2100′.

City, Gloucester; State, Va.; Airport name, Gloucester; Elev., 80′; Fac. Class., L-BVOR; Ident., HCM; Procedure No. VOR-1, Amdt. Orig.; Eff. date, 26 Aug. 67

Pullman VOR	Highway Int (final)	Direct	2300	T-dn	300-1	300-1	300-1
Muskegon VOR	Highway Int	Via MKG, R 200° and PMM, R 353.	2300	C-dn	600-1	600-1	600-1½
				A-dn	NA	NA	NA

Procedure turn W side of crs, 173° Outbnd, 353° Inbnd, 2300′ within 10 miles of Highway Int.
Minimum altitude over Highway Int, on final approach crs, 2300′.
Crs and distance, Highway Int to airport, 353°—5 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5 miles after passing Highway Int, make left turn climbing to 2300′ and return to Highway Int.
NOTES: (1) Use Muskegon, Mich., altimeter setting. (2) Dual VOR receivers or DME required.
MSA within 25 miles of facility: 000°-090°—2900′; 090°-180°—2300′; 180°-360°—2100′.

City, Holland; State, Mich.; Airport name, Park Township; Elev., 612′; Fac. Class., H-BVORTAC; Ident., PMM; Procedure No. VOR-1, Amdt. Orig.; Eff. date, 26 Aug.67

R 134°, JVL VOR clockwise	R 236°, JVL VOR	Via 7-mile DME Arc.	2600	T-dn	300-1	300-1	300-1½
				C-dn[c]	400-1	600-1	600-1½
R 201°, JVL VOR counterclockwise	R 236°, JVL VOR	Via 7-mile DME Arc.	2600	S-dn-4[c]	400-1	400-1	400-1
				A-dn[c]	800-2	800-2	800-2
7-mile DME Fix, R 236°, JVL VOR	JVL VOR (final)	Direct	2100				

Procedure turn W side of crs, 236° Outbnd, 056° Inbnd, 2400′ within 10 miles.
Minimum altitude over facility on final approach crs, 2100′.
Crs and distance, facility to airport, 035°—4.3 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.3 miles after passing JVL VOR, climb to 2500′ on R 035°, within 10 miles, return to VOR.
NOTE: Use Rockford, Ill., altimeter setting, when control zone not effective.
CAUTION: Runways 18/36 unlighted.
[c]Circling ceiling minimums are raised 100′ and alternate minimums not authorized when control zone not effective.
[4]400-¾ authorized with operative REIL or HIRL, except for 4-engine turbojets.
[c]These minimums apply at all times for air carriers with approved weather reporting service.
MSA within 25 miles of facility: 000°-090°—2400′; 090°-270°—2600′; 270°-360°—2400′.

City, Janesville; State, Wis.; Airport name, Rock County; Elev., 809′; Fac. Class., L-BVORTAC; Ident., JVL; Procedure No. VOR Runway 4, Amdt. 11; Eff. date, 26 Aug. 67; Sup. Amdt. No. VOR 1, Amdt. 10; Dated, 24 Sept. 66

				T-dn	300-1	300-1	200-½
				C-dn	600-2	600-2	600-2
				S-dn-29	600-1	600-1	600-1
				A-dn	800-2	800-2	800-2

Radar available.
Procedure turn N side of crs, 120° Outbnd, 300° Inbnd, 2300′ within 10 miles.
Minimum altitude over facility on final approach crs, 2300′.
Crs and distance, facility to airport, 300°—8.1 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 8.1 miles after passing LOU VOR, climb to 2500′ on heading, 260°, intercept R 279°, LOU VOR and proceed to Corydon Int, hold W, 1-minute right turns, 099° Inbnd.
NOTE: Standard clearance is not provided in final approach area facility to field.
MSA within 25 miles of facility: 000°-090°—2500′; 090°-180°—2100′; 180°-270°—2300′; 270°-360°—3000′.

City, Louisville; State, Ky.; Airport name, Standiford Field; Elev., 497′; Fac. Class., H-BVORTAC; Ident., LOU; Procedure No. VOR Runway 29, Amdt. 7; Eff. date, 26 Aug. 67; Sup. Amdt. No. VOR-1, Amdt. 6; Dated, 18 Jan. 64

Pawling VORTAC	Kingston VOR	Direct	3000	T-d	300-1	300-1	NA
				C-d	700-1	700-1	NA
				S-d			NA
				A-d	NA	NA	NA

Radar available.
Procedure turn not authorized; descend to 2300′ in Kingston VOR holding pattern, 1-minute left turns, 070° Inbnd.
Minimum altitude over facility on final approach crs, 2300′.
Crs and distance, facility to airport, 070°—4.5 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 4.5 miles after passing IGN VOR, make left-climbing turn, proceed direct to IGN VOR climbing to 2300′, hold SW, R 250°, 1-minute left turns, 070° Inbnd.
NOTE: Use Poughkeepsie FSS altimeter setting.
MSA within 25 miles of facility: 000°-090°—3400′; 090°-180°—2800′; 180°-270°—2800′; 270°-360°—4200′.

City, Millbrook; State, N.Y.; Airport name, Sky Acres; Elev., 700′; Fac. Class., L-BVOR; Ident., IGN; Procedure No. VOR-1, Amdt. Orig.; Eff. date, 26 Aug. 67

VOR/DME STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
				T-dn*%	300-1	300-1	200-½
				C-dn$	600-1	600-1	600-1½
				S-dn-5#	600-1	600-1	600-1
				A-dn$	800-2	800-2	800-2
				If University fan marker received the following minimums apply:			
				S-dn-5#	500-1	500-1	500-1

Procedure turn W side of crs, 208° Outbnd, 028° Inbnd, 4300' within 10 miles.
Minimum altitude over facility on final approach crs, 3800'; over University fan marker, 3160'.
Crs and distance, facility to airport, 028°—6.2 miles; University fan marker to airport, 028°—1.6 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6.2 miles after passing PUW VOR or 1.6 miles after passing University fan marker, make climbing left turn direct to PUW VOR, continue climb on R 208°, PUW VOR to 4300' within 10 miles.
%Takeoffs Runways 5/23 turn S, climb direct PUW VOR before proceeding on crs.
#Sliding scale not authorized.
$Use Walla Walla altimeter setting when control zone not effective. Circling and straight-in ceiling minimums increased by 300' and alternate minimums not authorized when control zone not effective.
MSA within 25 miles of facility: 350°–080°—6000'; 080°–170°—5200'; 170°–260°—6200'; 260°–350°—4700'.

City, Pullman; State, Wash.; Airport name, Pullman-Moscow Regional; Elev., 2561'; Fac. Class., L-BVOR; Ident., PUW; Procedure No. VOR Runway 5, Amdt. 2; Eff. date, 26 Aug. 67 or upon commissioning of University Fan Marker; Sup. Amdt. No. VOR Runway 5, Amdt. 1; Dated, 8 July 67

R 216°, RFD VOR clockwise	R 294°, RFD VOR	Via 9-mile DME Arc.	2500	T-dn	300-1	300-1	200-½
				C-dn	700-1	700-1	700-1½
R 012°, RFD VOR counterclockwise	R 294°, RFD VOR	Via 9-mile DME Arc.	2500	S-dn-12	700-1	700-1	700-1
				A-dn	800-2	800-2	800-2
9-mile DME Fix, R 294°	RFD VOR (final)	Direct	2500	Minimums with DME or dual VOR receivers:			
				C-dn	500-1	500-1	500-1½
				S-dn-12	400-1	400-1	400-1

Procedure turn S side of crs, 294° Outbnd, 114° Inbnd, 2500' within 10 miles.
Minimum altitude over facility on final approach crs, 2500'; over Seward Int or 3-mile DME Fix, R 114°—1435'.
Crs and distance, facility to airport, 114°—6 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6 miles after passing RFD VOR, make left turn, climb to 2500', and proceed to RFD VOR, or when directed by ATC, make right turn, climb to 2000' and proceed to RF LOM.
MSA within 25 miles of facility: 000°–360°—2000'.

City, Rockford; State, Ill.; Airport name, Greater Rockford; Elev., 735'; Fac. Class., L-BVORTAC; Ident., RFD; Procedure No. VOR Runway 12, Amdt. 8; Eff. date, 26 Aug. 67; Sup. Amdt. No. VOR Runway 12, Amdt. 7; Dated, 8 July 67

R 300°, PMM VOR clockwise	PMM, R 044°	Via 7-mile DME Arc.	2500	T-dn	300-1	300-1	300-1
				C-dn	700-1	700-1	700-1½
R 115°, PMM VOR counterclockwise	PMM, R 044°	Via 7-mile DME Arc.	2500	S-dn-22	700-1	700-1	700-1
				A-dn	NA	NA	NA
7-mile DME Fix, R 044°	PMM VOR (final)	Direct	2500	Minimums with DME or dual VOR receivers:			
				C-dn	600-1	600-1	600-1½
				S-dn-22	600-1	600-1	600-1

Procedure turn N side of crs, 044° Outbnd, 224° Inbnd, 2500' within 10 miles.
Minimum altitude over facility on final approach crs, 2500'; over Black Int, 1360'.
Crs and distance, facility to airport, 224°—9.4 miles; Black Int to airport, 224°—3.4 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, within 9.4 miles after passing PMM VOR, make left-climbing turn to 2500' and return to PMM VORTAC.
NOTE: Use Kalamazoo, Mich., altimeter setting.
MSA within 25 miles of facility: 000°–360°—2300'.

City, South Haven; State, Mich.; Airport name, South Haven Municipal; Elev., 663'; Fac. Class., H-BVORTAC; Ident., PMM; Procedure No. VOR Runway 22, Amdt. Orig.; Eff. date, 26 Aug. 67

SGF NDB	SGF VOR	Direct	2800	T-dn	300-1	300-1	200-½
R 254°, SGF VOR clockwise	R 013°, SGF VOR	Via 7-mile DME Arc.	2800	C-dn	500-1	500-1	500-1½
				S-dn-19@	500-1	500-1	500-1
R 072°, SGF VOR counterclockwise	R 013°, SGF VOR	Via 7-mile DME Arc.	2800	A-dn	800-2	800-2	800-2
				Minimums with DME:			
7-mile DME Fix, R 013°, SGF VOR	SGF VOR (final)	Direct	2800	C-dn	400-1	400-1	400-1½
				S-dn-19@	400-1	400-1	400-1

Procedure turn W side of crs, 013° Outbnd, 193° Inbnd, 2800' within 10 miles.
Minimum altitude over facility on final approach crs, 2800'; over 4-mile DME Fix, R 193°—1767'.
Crs and distance, facility to airport, 193°—6.8 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6.8 miles after passing SGF VOR, climb to 3200' on R 203°, SGF VOR, and proceed to Billings Int.
@Reduction not authorized.
MSA within 25 miles of facility: 090°–180°—4200'; 180°–090°—2600'.

City, Springfield; State, Mo.; Airport name, Springfield Municipal; Elev., 1367'; Fac. Class., H-BVORTAC; Ident., SGF; Procedure No. VOR Runway 19, Amdt. 8; Eff. date, 26 Aug. 67; Sup. Amdt. No. VOR 1, Amdt. 7; Dated, 5 Feb. 66

3. By amending the following very high frequency omnirange—distance measuring equipment (VOR/DME) procedures prescribed in § 97.15 to read:

VOR/DME STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
Bradford VOR	6-mile DME Fix, R 323°	Direct	3900	T-dn	300-1	300-1	200-½
Bradford VOR, R 288° clockwise	R 323°	Via 12-mile DME Arc.	3900	C-dn	500-1	500-1	500-1½
				S-dn-14°	500-1	500-1	500-1
Bradford VOR, R 064°, counterclockwise	R 323°	Via 12-mile DME Arc.	3900	A-dn	800-2	800-2	800-2
12-mile DME Fix, R 323°	6-mile DME Fix, R 323° (final)	Direct	3300				

Procedure turn SW side of crs, 323° Outbnd, 143° Inbnd, 3600', between 6- and 12-mile DME Fix, R 323°.
Minimum altitude over 6-mile DME Fix, R 323° on final approach crs, 3300'.
Crs and distance, 6-mile DME Fix, R 323° to airport, 143°—4.3 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished at 2-mile DME Fix, R 323° climb to 4000' on R 143° of BFD VOR, within 10 miles, return to BFD VOR, hold SE, 1-minute left turns, 326° Inbnd.
*500-¾ authorized with operative HIRL, except for 4-engine turbojets.
MSA within 25 miles of facility: 000°-360°—3600'.

City, Bradford; State, Pa.; Airport name, Bradford-McKean County; Elev., 2143'; Fac. Class., L-BVORTAC; Ident., BFD; Procedure No. VOR/DME Runway 14, Amdt. 2; Eff. date, 26 Aug. 67; Sup. Amdt. No. VOR/DME No. 1, Amdt. 1; Dated, 27 Aug. 66

				T-dn	300-1	300-1	200-½
				C-dn	600-1	600-1	600-2
				S-dn	NA	NA	NA
				A-dn	NA	NA	NA

Procedure turn not authorized. Enter final approach from straight-in or holding pattern, VNA VORTAC, 089° Inbnd, 269° Outbnd, 1-minute right turns, 2000'.
Minimum altitude over facility on final approach crs, 2000'; over 6-mile DME Fix, 1700'; over 16-mile DME Fix, 1500'.
Crs and distance, facility to airport, 089°—18.8 miles; 16-mile DME Fix, 089°—2.8 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 18.8 miles after passing the VNA VORTAC, make climbing left turn to 2000' and proceed to VNA VORTAC via R 089°.
NOTES: (1) Pilot must cancel IFR flight plan with Macon area radio via VNA VORTAC or MCN approach control when landing is assured or immediately upon landing via telephone. (2) Use Macon, Ga., altimeter setting.
MSA within 25 miles of Vienna VORTAC: 000°—090°—2500'; 090°-360°—2000'.

City, Eastman; State, Ga.; Airport name, Eastman-Dodge County; Elev., 306'; Fac. Class., L-BVORTAC; Ident., VNA; Procedure No. VOR/DME-1, Amdt. Orig.; Eff. date, 26 Aug. 67

JVL VOR	10-mile DME Fix, R 035°	Direct	2500	T-dn	300-1	300-1	200-½
R 341°, JVL VOR clockwise	R 035°, JVL VOR	Via 16-mile DME Arc.	2500	C-dn*	600-1	600-1	600-1½
				S-dn-22½°	600-1	600-1	600-1
R 108°, JVL VOR counterclockwise	R 035°, JVL VOR	Via 16-mile DME Arc.	2500	A-dn*	800-2	800-2	800-2
16-mile DME Fix, R 035°, JVL VOR	10-mile DME Fix (final), R 035°	Direct	2200				

Procedure turn N side of crs, 035° Outbnd, 215° Inbnd, 2500' between 10- and 20-mile DME Fix, R 035°.
Minimum altitude over 10-mile DME Fix, R 035° on final approach crs, 2200'.
Crs and distance, 10-mile DME Fix, R 035° to airport, 215°—4.8 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished at 5.3-mile DME Fix, R 035°, climb to 2400' on R 226°, within 10 miles, return to VOR.
NOTE: Use Rockford, Ill., altimeter setting when control zone not effective.
CAUTION: Runways 18/36 unlighted.
*Circling and straight-in ceiling minimums are raised 100' and alternate minimums not authorized when control zone not effective.
**These minimums apply at all times for air carriers with approved weather reporting service.
‡600-¾ authorized with operative HIRL, except for 4-engine turbojets.
MSA within 25 miles of facility: 000°-090°—2400'; 090°-270°—2600'; 270°-360°—2400'.

City, Janesville; State, Wis.; Airport name, Rock County; Elev., 808'; Fac. Class., L-BVORTAC; Ident., JVL; Procedure No. VOR/DME Runway 22, Amdt. 2; Eff. date, 26 Aug. 67; Sup. Amdt. No. VOR/DME 1, Amdt. 1; Dated, 24 Sept. 66

PROCEDURE CANCELED, EFFECTIVE 26 AUG. 1967.

City, Springfield; State, Mo.; Airport name, Springfield Municipal; Elev., 1267'; Fac. Class., BVORTAC; Ident., SGF; Procedure No. VOR/DME No. 1, Amdt. 1; Eff. date, 5 Feb. 66; Sup. Amdt. No. Orig.; Dated, 2 Nov. 63

4. By amending the following instrument landing system procedures prescribed in § 97.17 to read:

ILS STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.

If an instrument approach procedure of the above type is conducted at the below named airport, it shall be in accordance with the following instrument approach procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitudes shall correspond with those established for en route operation in the particular area or as set forth below.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
RVH VORTAC	Coram Int	Via RVH R 282°	1800	T-dn	300-1	300-1	200-½
Coram Int	Edwards Int (final)	Direct	1100	C-dn	500-1	500-1	500-1½
				S-dn-24	500-1	500-1	500-1
				A-dn	800-2	800-2	800-2

Procedure turn not authorized. Transition from Riverhead VORTAC to final required. No glide slope or markers. Descend to landing minimums after passing Edwards Int.
Minimum altitude over Coram Int on final approach crs, 1800'; over Edwards Int, 1100'.
Crs and distance, Edwards Int to airport, 237°—2.5 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 2.5 miles after passing Edwards Int, make left-climbing turn to 2000', proceed direct to RVH VOR, hold NE, RVH VOR, 1-minute right turns, Inbnd crs, 238°.
NOTES: (1) Runways 10-28 closed nights. (2) Dual VOR receivers required.

City, Islip; State, N.Y.; Airport name, Long Island-MacArthur; Elev., 98'; Fac. Class., ILS; Ident., I-ISP; Procedure No. LOC (BC) Runway 24, Amdt. 2; Eff. date, 26 Aug. 67; Sup. Amdt. No. ILS-24 (back crs), Amdt. 1; Dated, 7 May 66

Nabb VOR	SD LOM	Direct	2300	T-dn ¢	800-1	800-1	200-½
Louisville VOR	SD LOM	Direct	2100	C-dn	800-1	800-1	600-1½
Bourbon Int	SD LOM	Direct	2200	S-dn-14	200-½	200-½	200-½
Nadine Int	SD LOM	Direct	2300	A-dn	600-2	600-2	600-2
Corydon Int	SD LOM	Direct	2360	With glide slope inoperative:			
Harbor Int	SD LOM	Direct	2200	S-dn-14*	400-¾	400-¾	400-¾
Martinsburg Int	SD LOM	Direct	3000				
Henryville Int	SD LOM	Direct	3000				
R 036°, LOU VORTAC clockwise	R 240°, LOU VORTAC (final)	Via 11-mile DME Arc.	2500				

Radar available.
Procedure turn W side of final approach crs, 190° Outbnd, 010° Inbnd, 2100', within 10 miles of SD RBn (LOM).
Minimum altitude at glide slope interception Inbnd, 2100'.
Altitude of glide slope and distance to approach end of runway at OM, 1870'—4.8 miles; at MM, 665'—0.5 mile.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, make a left-climbing turn to 2500' on heading, 260°, intercept R 279°, LOU VOR and proceed to Corydon Int, hold W, 1-minute right turns, 099° Inbnd.
Alternate missed approach: Climb to 2200' on N crs, of ILS to Harbor Int, hold N, 1-minute left turns, 190° Inbnd.
*400-½ RVR 2400', authorized with operative AL's, except for 4-engine turbojets.
¢RVR 2000', authorized for 4-engine turbojet. RVR 1800', authorized for all other aircraft. Descent below 697', not authorized unless approach lights visible.
MSA within 25 miles of LOM: 035°-125°—2500'; 125°-215°—2300'; 215°-305°—2200'; 305°-035°—3000'.

City, Louisville; State, Ky.; Airport name, Standiford Field; Elev., 497'; Fac. Class., ILS; Ident., I-SDF; Procedure No. ILS Runway 1, Amdt. 26; Eff. date, 26 Aug. 67; Sup. Amdt. No. ILS-1, Amdt. 25; Dated, 20 Oct. 66

Louisville VOR	Harbor Int	Direct	2200	T-dn	300-1	300-1	200-½
Nabb VOR	Harbor Int (final)	Direct	2200	C-dn	600-1	600-1	600-1½
Henryville Int	Harbor Int	Via LOU, R-332° and SDF.		S-dn-19*	400-1	400-1	400-1
				A-dn	800-2	800-2	800-2
		LOC crs	2000				

Radar available.
Procedure turn E side of N crs, 010° Outbnd, 190° Inbnd, 2200' within 10 miles N of Harbor Int.
Minimum altitude over Harbor Int on final approach crs, 2200'; over Cave Hill Int, 1800'.
Crs and distance, Harbor Int to Runway 19, 190°—5.3 miles; Cave Hill Int to Runway 19, 190°—3 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 5.3 miles after passing Harbor Int, make a right-climbing turn to 2500' on a heading of 260°, intercept, R 279°, LOU VOR and proceed to Corydon Int. hold W, 1-minute right turns, 099° Inbnd.
Alternate missed approach: Climb to 2100' on S crs of ILS to SD LOM, hold N, 1-minute right turns, 190° Inbnd.
NOTE: This procedure authorized only for aircraft equipped to receive ILS and VOR simultaneously.
*400-¾ authorized for Runway 19 with operative HIRL, except for 4-engine turbojets.

City, Louisville; State, Ky.; Airport name, Standiford Field; Elev., 497'; Fac. Class., ILS; Ident., I-SDF; Procedure No. LOC(BC) Runway 19, Amdt. 7; Eff. date, 26 Aug. 67; Sup. Amdt. No. ILS-19 (back crs) Amdt. 6; Dated, 10 Apr. 65

Vernon Int	SG LOM	Direct	2800	T-dn	300-1	300-1	200-½
Billings Int	SG LOM	Direct	2800	C-dn	400-1	400-1	500-1½
Crane Int	SG LOM	Direct	2800	S-dn-18	200-½	200-½	200-½
SGF VOR	SG LOM	Direct	2600	A-dn	600-2	600-2	600-2
Miller Int	SG LOM	Direct	2800				
Plano Int	SG LOM	Direct	2800				
SGF RBn	SG LOM	Direct	2800				
SGF VOR, R 269°, counterclockwise	SGF VOR, R 194°	Via 18-mile DME Arc.	3000				
SGF VOR, R 125°, clockwise	SGF VOR, R 189°	Via 18-mile DME Arc.	3000				
SGF VOR, R 189°	SGF LOC	MC 286°	3000				
DR position SGF LOC	SG LOM (final)	Direct	2500				

Procedure turn E side of crs, 195° Outbnd, 015° Inbnd, 2800' within 10 miles.
Minimum altitude of glide slope interception, Inbnd, 2500'.
Altitude of glide slope and distance to approach end of runway at OM, 2440'—3.6 miles; at MM, 1465'—0.5 mile.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 3.6 miles after passing SG LOM, climb to 2800' on N crs of ILS and proceed to SGF VOR.
@Reduction not authorized.
MSA within 25 miles of SG LOM: 000°-090°—4300'; 090°-180°—2700'; 180°-360°—2600'.

City, Springfield; State, Mo.; Airport name, Springfield Municipal; Elev., 1267'; Fac. Class., ILS; Ident., I-SGF; Procedure No. ILS Runway 1, Amdt. 6; Eff. date, 26 Aug. 67; Sup. Amdt .No. ILS-1, Amdt. 5; Dated, 5 Feb. 66

ILS STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
SGF VOR	Spring Int	Direct	2800	T-dn	300-1	300-1	200-½
SGF VOR, R 254° clockwise	SGF VOR, R 017°	Via 7-miles DME Arc.	2800	C-dn	500-1	500-1	500-1½
				S-dn-19@	500-1	500-1	500-1
SGF VOR, R 072° counterclockwise	SGF VOR, R 028°	Via 7-miles DME Arc.	2800	A-dn	800-2	800-2	800-2
				Minimums with ADF/VOR receivers:			
SGF VOR, R 028°	SGF LOC	MC 285°	2800	S-dn-19@	400-1	400-1	400-1
DR position SGF LOC	Spring Int (final)	Via SGF LOC	2800				

Procedure turn W of crs, 015° Outbnd, 195° Inbnd, 2800' within 10 miles of Spring Int.
Minimum altitude over Spring Int on final approach crs, 2800'; over Glidewell Int, 1767'.
Crs and distance, Spring Int to Runway 19, 195°—6.8 miles; Glidewell Int to Runway 19, 195°—2.7 miles.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished within 6.8 miles after passing Spring Int climb to 3200' on R 203°, SGF VOR and proceed to Billings Int, or when directed by ATC, climb to 2600' on S crs, ILS and proceed to LOM.
@ Reduction not authorized.

City, Springfield; State, Mo.; Airport name, Springfield Municipal; Elev., 1267'; Fac. Class., ILS; Ident., I-SGF; Procedure No. LOC(BC) Runway 19, Amdt. 7; Eff. date, 26 Aug. 1967; Sup. Amdt. No. ILS-19 (back crs), Amdt. 6; Dated, 5 Feb. 66

5. By amending the following radar procedures prescribed in § 97.19 to read:

RADAR STANDARD INSTRUMENT APPROACH PROCEDURE

Bearings, headings, courses and radials are magnetic. Elevations and altitudes are in feet, MSL. Ceilings are in feet above airport elevation. Distances are in nautical miles unless otherwise indicated, except visibilities which are in statute miles.
If a radar instrument approach is conducted at the below named airport, it shall be in accordance with the following instrument procedure, unless an approach is conducted in accordance with a different procedure for such airport authorized by the Administrator of the Federal Aviation Agency. Initial approaches shall be made over specified routes. Minimum altitude(s) shall correspond with those established for en route operation in the particular area or as set forth below. Positive identification must be established with the radar controller. From initial contact with radar to final authorized landing minimums, the instructions of the radar controller are mandatory except when (A) visual contact is established on final approach at or before descent to the authorized landing minimums, or (B) at pilot's discretion if it appears desirable to discontinue the approach, except when the radar controller may direct otherwise prior to final approach, a missed approach shall be executed as provided below when (A) communication on final approach is lost for more than 5 seconds during a precision approach, or for more than 30 seconds during a surveillance approach; (B) directed by radar controller; (C) visual contact is not established upon descent to authorized landing minimums; or (D) if landing is not accomplished.

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
		Within:			Surveillance approach		
000°	360°	20 miles	2300	T-dn	300-1	300-1	200-½
000°	360°	30 miles	2800	C-dn	500-1	500-1	400-1½
000°	360°	40 miles	2800	S-dn-28, 33°	400-1	400-1	400-1
				S-dn-22	500-1	500-1	500-1
				S-dn-10, 15	500-1	500-1	500-1
				A-dn	800-2	800-2	800-2

If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, Runway 28, 22, 33: Climb to 2000' direct to BAL LOM, hold W, 102° Inbnd, 1-minute right turns. Runway 10, 15: Climb to 2000' direct to Bedkin Int, hold E, R 105°, 1-minute left turns.
*400-¾ authorized, except for 4-engine turbojet aircraft, with operative high intensity runway lights.

City, Baltimore; State, Md.; Airport name, Friendship International; Elev., 146'; Fac. Class., and Ident., Baltimore Radar; Procedure No. 1, Amdt. 3; Eff. date, 26 Aug. 67; Sup. Amdt. No. 1, Amdt. 2; Dated, 29 May 65

		Within:			Surveillance		
All directions	Radar site	10 miles	2000	T-dn#	300-1	300-1	200-½
All directions	Radar site	25 miles	2500	C-dn	600-1	600-1	600-1½
All directions	Radar site	40 miles	2700	S-dn-1, 19*	600-1	600-1	600-1
				6, 11	600-1	600-1	600-1
				S-dn-24, 29	500-1	500-1	500-1
				A-dn	800-2	800-2	800-2

Radar control will provide 1000' vertical clearance within a 3-mile radius of towers, 1590' and 1949'—12 miles NNW; 1110'—6 miles S of airport.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, Runway 1 and 29: Make a left-climbing turn to 2500' on heading, 260°, intercept, R 279°, LOU VOR and proceed to Corydon Int, hold W, 1-minute right turns, 099° Inbnd. Runway 6 and 11: Climb to 2300' direct to LOU VOR, hold SE, 1-minute right turns, 300° Inbnd, Runway 19 and 24: Make a right-climbing turn to 2500' on a heading, 260°, intercept, R 279°, LOU VOR and proceed to Corydon Int, hold W, 1-minute right turns, 099° Inbnd.
*On approaches to Runway 19, maintain at least 1400' until within 3 miles of runway.
#RVR 2000' authorized Runway 1 for 4-engine turbojet. RVR 1800' other aircraft.

City, Louisville; State, Ky.; Airport name, Standiford Field; Elev., 497'; Fac. Class., and Ident., Louisville Radar; Procedure No. 1, Amdt. 7; Eff. date, 26 Aug. 67; Sup. Amdt. No. 1, Amdt. 6; Dated, 15 Jan. 66

RADAR STANDARD INSTRUMENT APPROACH PROCEDURE—Continued

Radar terminal area maneuvering sectors and altitudes														Ceiling and visibility minimums			
From	To	Dist.	Alt.	Dist.	Alt.	Dist.	Alt.	Dist.	Alt.	Dist.	Alt.	Dist.	Alt.	Condition	2-engine or less		More than 2-engine, more than 65 knots
															65 knots or less	More than 65 knots	
														Precision approach			
030°	150°	10	4000′											T-dn	300-1	300-1	200-½
150°	030°	20	2600′											C-d	1000-1	1000-1	1000-1½
														C-n	1000-2	1000-2	1000-2
														S-dn-17	200-½	200-½	200-½
														S-dn-35	300-¾	300-¾	300-¾
														A-dn	1000-2	1000-2	1000-2
														Surveillance approach			
														S-d-17*	800-1	800-1	800-1
														S-n-17*	800-2	800-2	800-2
														S-d-35*	700-1	700-1	700-1
														S-n-35*	700-2	700-2	700-2

Radar terminal transition altitudes: All bearings are from radar site within sector azimuths progressing clockwise.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, Runway 17: Climb to 2600′, proceed direct to Whitesburg RBn and enter holding pattern. Runway 35: Turn left, climb to 2600′, proceed direct to ITS RBn and enter holding pattern.
NOTES: Authorized for military use only, except by prior arrangement.
CAUTION: High terrain, 1.7 miles E of airport with tower elevation, 1371′. Due terrain and towers in maneuvering areas, radar guidance will not be discontinued until the aircraft has either landed or climbed to designated altitude and ers on missed approach.
*Reduction not authorized.

City, Redstone Arsenal; State, Ala.; Airport name, Redstone AAF; Elev., 682′; Fac. Class., and Ident., Redstone Radar; Procedure No. 1, Amdt. 7; Eff. date, 26 Aug. 67; Sup. Amdt. No. 1, Amdt. 6; Dated, 9 July 66

Transition				Ceiling and visibility minimums			
From—	To—	Course and distance	Minimum altitude (feet)	Condition	2-engine or less		More than 2-engine, more than 65 knots
					65 knots or less	More than 65 knots	
				Surveillance approach			
000° clockwise	360°	0-7 miles	2000	T-dn	300-1	300-1	200-½
000° clockwise	360°	7-30 miles	2500	C-dn	500-1	500-1	500-1½
				S-dn# 16, 34, 25	400-1	400-1	400-1
				S-dn-7	500-1	500-1	500-1
				A-dn	800-2	800-2	800-2

Radar control will provide 1000′ vertical clearance within a 3-mile radius of the 1639′ and 1625′ towers, 18 miles and 2049′ tower, 21 miles NE of airport.
If visual contact not established upon descent to authorized landing minimums or if landing not accomplished, Runway 7: Make climbing right turn to 2200′, proceed to Waterville VOR, hold SE, Waterville VOR, R 140°, right turns, 1-minute, 320° Inbnd. Runway 16: Make climbing left turn to 2200′, proceed to Waterville VOR, hold SE, Waterville VOR, R 140°, right turns, 1-minute, 320° Inbnd. Runway 25: Climb straight ahead to 2100′, proceed to Toledo LOM, hold SW Toledo LOM, right turns, 1-minute, 069° Inbnd. Runway 34: Make climbing left turn to 2100′, proceed to Toledo LOM, hold SW, Toledo LOM, right turns, 1-minute, 069° Inbnd.
#400-¾ authorized for Runway 25 with operative HIRL, except for 4-engine turbojets.

City, Toledo; State, Ohio; Airport name, Toledo Express; Elev., 664′; Fac. Class., and Ident., Toledo Radar; Procedure No. 1, Amdt. 5; Eff. date, 26 Aug. 67; Sup. Amdt. No. 1, Amdt. 4; Dated 8 Oct. 66

These procedures shall become effective on the dates speci fied therein.

(Secs. 307(c), 313(a), 601, Federal Aviation Act of 1958; 49 U.S.C. 1348(c), 1354(a), 1421; 72 Stat. 749, 752, 775)

Issued in Washington, D.C., on July 19, 1967.

EDWARD C. HODSON,
Acting Director, Flight Standards Service.

[F.R. Doc. 67-8680; Filed, Aug. 3, 1967; 8:45 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 120—TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Isopropyl 4,4′-Dichlorobenzilate

A petition (PP 7F0543) was filed with the Food and Drug Administration by Geigy Chemical Corp., Ardsley, N.Y. 10702, proposing the establishment of a tolerance for residues of the insecticide isopropyl 4,4′-dichlorobenzilate in or on apples and pears at 5 parts per million.

The Secretary of Agriculture has certified that this insecticide is useful for the purposes for which the tolerance is being established.

Based on consideration given the data submitted in the petition, and other relevant material, the Commissioner of Food and Drugs concludes that the tolerance established by this order will protect the public health. Therefore, by virtue of the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a(d)(2)) and delegated by him to the Commissioner (21 CFR 2.120), Part 120 is amended as follows:

1. Section 120.3(e)(4) is amended by alphabetically inserting in the list of pesticides a new item, as follows:

§ 120.3 Tolerances for related pesticide chemicals.

* * * * * * *

(e) * * *

(4) * * *

Isopropyl 4,4′-dichlorobenzilate

* * * * * *

2. A new section is added to Subpart C as follows:

§ 120.218 Isopropyl 4,4′-dichlorobenzilate; tolerance for residues.

A tolerance of 5 parts per million is established for residues of the insecticide isopropyl 4,4′-dichlorobenzilate in or on apples and pears.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of

Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, written objections thereto, preferably in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 408(d)(2), 68 Stat. 512; 21 U.S.C. 346a (d)(2))

Dated: July 28, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-9131; Filed, Aug. 3, 1967; 8:50 a.m.]

SUBCHAPTER D—HAZARDOUS SUBSTANCES

PART 191—HAZARDOUS SUBSTANCES: DEFINITIONS AND PROCEDURAL AND INTERPRETATIVE REGULATIONS

Child Protection Act of 1966

In the FEDERAL REGISTER of April 5, 1967 (32 F.R. 5561), the Commissioner of Food and Drugs proposed amendments to the hazardous substances regulations, Part 191, to prescribe requirements, exemptions, and procedures reflecting the "banned hazardous substance" and other provisions of the Federal Hazardous Substances Act as amended by the Child Protection Act of 1966. The Commissioner has considered the comments received in response to the proposal, and other relevant information, and concludes that the amendments, including certain additional editorial changes, should be issued as set forth below.

Therefore, pursuant to the provisions of the Federal Hazardous Substances Act (secs. 2 (n), (q), 10(a), 74 Stat. 372, 373, 378, 80 Stat. 1303-05; 15 U.S.C. 1261, 1269) and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.120), Part 191 is amended:

1. By revising § 191.1(c) and (o) and by adding a new paragraph (s) to that section, as follows:

§ 191.1 **Definitions.**

* * * * *

(c) *Hazardous substances intended or packaged in a form suitable for use in the household.* "Hazardous substances intended or packaged in a form suitable for use in the household" means any hazardous substance, whether or not packaged, that under any customary or reasonably foreseeable condition of purchase, storage, or use may be brought into or around a house, apartment, or other place where people dwell, or in or around any related building or shed, including but not limited to a garage, carport, barn, or storage shed. The term includes such articles as polishes or cleaners designed primarily for professional use but that are available in retail stores such as hobby shops for nonprofessional use. Also included are such items as anti-freeze and radiator cleaners that although principally for car use may be stored in or around dwelling places. The term does not include industrial supplies that might be taken into a home by a serviceman. An article labeled as and marketed solely for industrial use does not become subject to this act because of the possibility that an industrial worker may misappropriate a supply for his own use. Size of unit or container is not the only index of whether the article is suitable for use in or around the household. The test shall be whether under any reasonably foreseeable condition of purchase, storage, or use the article may be found in or around a dwelling.

* * * * *

(o) *Accompanying literature.* As used in section 2(n) of the act, "accompanying literature" means any placard, pamphlet, booklet, book, sign, or other written, printed, or graphic matter or visual device that provides directions for use, written or otherwise, and is used in connection with the display, sale, demonstration, or merchandising of a hazardous substance intended for or packaged in a form suitable for use in the household or by children.

* * * * *

(s) *Banned hazardous substance.* The term "banned hazardous substance" means:

(1) Any toy or other article intended for use by children that is a hazardous substance within the meaning of section 2(f)(1) of the act or any regulation in this part, or bears or contains such a hazardous substance in such manner as to be susceptible of access by a child to whom such toy or other article is entrusted; or

(2) Substances other than those defined in subparagraph (1) of this paragraph that are intended or packaged in a form suitable for use in the household and that the Commissioner finds and classifies by regulation as being so hazardous in nature that the objective of protecting the public health and safety can be adequately served only by keeping such substance when so intended or packaged out of the channels of interstate commerce.

2. By revising the introduction, paragraph (c), and the closing text of § 191.8 to read as follows:

§ 191.8 **Labeling of fire extinguishers.**

When a substance or mixture of substances labeled for use in or as a fire extinguisher produces substances that are toxic within the meaning of § 191.1 (e) and (f) when used according to label directions to extinguish a fire, the containers for such substances shall bear the following labeling:

* * * * *

(c) Regardless of whether paragraph (a) or (b) of this section applies, any substance or mixture of substances labeled for use as a fire extinguisher that if applied to an electrical fire would subject the user to the likelihood of electrical shock shall be conspicuously labeled "Caution: Do not use on electrical fires."

These statements shall be in addition to any other that may be required under the act or this section. All such substances or mixtures of substances shall also bear the additional statements: "Use in an enclosed place may be fatal" and "Do not enter area until well ventilated and all odor of chemical has disappeared."

3. By revising § 191.62 to read as follows:

§ 191.62 **Exemption from full labeling and other requirements.**

(a) Any person who believes a particular hazardous substance intended or packaged in a form suitable for use in the household or by children should be exempted from full label compliance otherwise applicable under the act, because of the size of the package or because of the minor hazard presented by the substance, or for other good and sufficient reason, may submit to the Commissioner a request for exemption under section 3(c) of the act, presenting facts in support of the view that full compliance is impracticable or is not necessary for the protection of the public health. The Commissioner shall determine on the basis of the facts submitted and all other available information whether the requested exemption is consistent with adequate protection of the public health and safety. If he so finds, he shall detail the exemption granted and the reasons therefor by an appropriate order published in the FEDERAL REGISTER.

(b) The Commissioner may on his own initiative determine on the basis of facts available to him that a particular hazardous substance intended or packaged in a form suitable for use in the household or by children should be exempted from full labeling compliance otherwise applicable under the act because of the size of the package or because of the minor hazard presented by the substance or for other good and sufficient reason. If he so finds, he shall detail the exemption granted and the reasons therefor by an appropriate order in the FEDERAL REGISTER.

(c) Any person who believes a particular article should be exempted from being classified as a "banned hazardous substance" as defined by section 2(q)(1)(A) of the act, because its functional purpose requires inclusion of a hazardous substance, it bears labeling giving adequate directions and warnings for safe use, and it is intended for use by children who have attained sufficient maturity, and may reasonably be expected, to read and heed such directions and warnings, may submit to the Commissioner a request for exemption under section 2(q)(1)(B)(i) of the act, presenting facts

in support of his contention. The Commissioner shall determine on the basis of the facts submitted, and all other available information, whether the requested exemption is consistent with the purposes of the act. If he so finds, he shall detail the exemption granted and the reasons therefor by an appropriate order published in the FEDERAL REGISTER.

(d) On his own initiative the Commissioner may determine on the basis of available facts that a particular banned hazardous substance should be exempted from section 2(q)(1)(A) of the act, because its functional purpose requires inclusion of a hazardous substance, it bears labeling giving adequate directions and warnings for safe use, and it is intended for use by children who have obtained sufficient maturity, and may reasonably be expected, to read and heed such directions and warnings. If he so finds, he shall detail the exemption granted and the reasons therefor by an appropriate order in the FEDERAL REGISTER.

4. By revising the introduction to § 191.63(a) to read as follows:

§ 191.63 Exemptions for small packages, minor hazards, and special circumstances.

(a) The following exemptions are granted for the labeling of hazardous substances under the provisions of § 191.62:

* * * * *

5. By adding the following new section:

§ 191.65 Exemptions from classification as banned hazardous substances.

(a) The term "banned hazardous substances" as used in section 2(q)(1)(A) of the act and § 191.1(s) shall not apply to the following articles provided that these articles bear labeling giving adequate directions and warnings for safe use:

(1) Chemistry sets and other science education sets intended primarily for juveniles, and replacement components for such sets, when labeled in accordance with § 191.63(a)(23).

(2) Common fireworks devices suitable for use by the public (such as toy paper caps, cone fountains, cylinder fountains, whistles without report, and sparklers, but not including fireworks devices that may be confused with candy or other food, such as "dragon eggs" and "crackerballs," also known as "ball-type caps"), if such devices are:

(i) Designed to produce only visible effects by combustion; or are

(ii) Designed to produce audible effects, if the audible effect is produced by a charge of not more than 2 grains of pyrotechnic composition.

(3) Fireworks that are classified as devices within the meaning of the Federal Insecticide, Fungicide, and Rodenticide Act and that are intended and used for bona fide agricultural purposes, such as protection of crops from depredation by birds and animals. An exemption under this section does not apply if the fireworks involved are diverted or distributed for any other use in or about a household.

(4) Educational materials such as art materials, preserved biological specimens, laboratory chemicals, and other articles intended and used for educational purposes.

6. By adding to § 191.101 the following new paragraph:

§ 191.101 Placement, conspicuousness, contrast.

* * * * *

(f) Unpackaged hazardous substances intended or in a form suitable for use in or around a household or by children shall be labeled so that all items of information required by the act or by regulations in this part shall appear upon the article itself. In instances where such labeling is impracticable because of the size or nature of the article, the required cautionary labeling must be displayed by means of a tag or other suitable material that is securely affixed to the article so that the labeling will remain attached throughout conditions of merchandising and distribution to the ultimate consumer. The size, placement, and conspicuousness of these statements shall conform with paragraphs (a), (c), and (d) of this section.

7. By revising § 191.106 to read as follows:

§ 191.106 Substances determined to be "special hazards."

Whenever the Commissioner determines that for a particular hazardous substance intended or packaged in a form suitable for use in the household or by children, the requirements of section 2(p) of the act are not adequate for the protection of the public health and safety because of some special hazard, he shall by an appropriate order in the FEDERAL REGISTER specify such reasonable variations or additional label requirements that he finds are necessary for the protection of the public health and safety. Such order shall specify a date that is not less than 90 days after the order is published (unless emergency conditions stated in the order specify an earlier date) after which any such hazardous substance intended, or packaged in a form suitable, for use in the household or by children that fails to bear a label in accordance with such order shall be deemed to be a misbranded hazardous substance.

§ 191.107 [Amended]

8. By changing in § 191.107 *Substances with multiple hazards* the word "packages" to read "articles" in paragraph (a).

9. In § 191.201 by revising the section heading and paragraph (a), by redesignating paragraph (e) as (f), and by adding a new paragraph (e). The affected portions read as follows:

§ 191.201 Procedure for the issuance, amendment, or repeal of regulations declaring particular substances to be hazardous substances or banned hazardous substances.

(a) The Commissioner may, upon his own initiative or upon the petition of any interested person, showing reasonable grounds therefor, propose the issuance, amendment, or repeal of any regulation provided for in section 3(a) or 2(q) of the act, declaring particular substances to be hazardous substances or banned hazardous substances. The proposal shall be published in the FEDERAL REGISTER, with an invitation for written comments. As soon as practicable after the comments have been received, the Commissioner shall by order act upon such proposals to declare the substance to be a hazardous substance or banned hazardous substance for purposes of the act, or to amend or repeal any regulation previously issued.

* * * * *

(e) If the Commissioner finds that the distribution of a hazardous substance presents an imminent hazard to the public health, he may by order in the FEDERAL REGISTER give notice of such finding and pursuant to section 2(q)(2) of the act declare such substance, when intended or offered for household use or when so packaged as to be suitable for such use, to be a "banned hazardous substance" pending completion of statutory proceedings relating to the issuance of such regulations.

(f) The Assistant General Counsel for Food and Drugs of the Department of Health, Education, and Welfare is the designated officer upon whom a copy of any petition for judicial review shall be served. Said officer is responsible for filing in court the record on which the order of the Commissioner is based in accordance with 28 U.S.C. 2112.

§ 191.212 [Amended]

10. By amending § 191.212 *Definition of guaranty; suggested forms* in the following respects:

a. In paragraph (b)(1), the portion that reads "is in a misbranded package within" is changed to read "is misbranded within".

b. In paragraph (b)(2), the portion that reads "not in a misbranded package within" is changed to read "not misbranded within".

Effective date. This order shall become effective 30 days from its date of publication in the FEDERAL REGISTER.

(Secs. 2(n), (q), 10(a), 74 Stat. 372, 373, 378, 80 Stat. 1303-05; 15 U.S.C. 1261, 1269)

Dated: July 26, 1967.

JAMES L. GODDARD,
Commissioner of Food and Drugs.

[F.R. Doc. 67-9132; Filed, Aug. 3, 1967; 8:50 a.m.]

PART 191—HAZARDOUS SUBSTANCES: DEFINITIONS AND PROCEDURAL AND INTERPRETATIVE REGULATIONS

Banned Hazardous Substances

In the matter of the Commissioner of Food and Drugs classifying certain water repellent mixtures for interior masonry surfaces as banned hazardous substances:

The comments received in response to the notice of proposed rulemaking in the above-identified matter published in the FEDERAL REGISTER of April 5, 1967 (32 F.R. 5562), and information gathered from investigations and other sources have been considered, and it is concluded that an order should be issued in this matter as set forth below. Therefore, pursuant to the provisions of the Federal Hazardous Substances Act (sec. 2(q)(1)(B), (2), 74 Stat. 372, 80 Stat. 1304; 15 U.S.C. 1261) and of the Federal Food, Drug, and Cosmetic Act (sec. 701(e), 52 Stat. 1055, as amended; 21 U.S.C. 371(e)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.120): *It is ordered*, That Part 191 be amended by adding thereto the following new section.

§ 191.9 Banned hazardous substances.

(a) Under the authority of section 2(q)(1)(B) of the the act, the Commissioner declares as banned hazardous substances the following articles because they possess such a degree of hazard that adequate cautionary labeling cannot be written and the public health and safety can be served only by keeping such articles out of interstate commerce:

(1) Mixtures that are intended primarily for application to interior masonry walls, floors, etc., as a water repellant treatment and that are "extremely flammable" within the meaning of section 2(l) of the act.

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the FEDERAL REGISTER file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, written objections thereto. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing, and such objections must be supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof. All documents shall be filed in six copies.

Effective date. This order shall become effective 60 days from the date of its publication in the FEDERAL REGISTER, except as to any provisions that may be stayed by the filing of proper objections. Notice of the filing of objections or lack thereof will be announced by publication in the FEDERAL REGISTER.

(Sec. 2(q)(1)(B), (2), 74 Stat. 372, 80 Stat. 1304; 15 U.S.C. 1261; sec. 701(e), 52 Stat. 1055, as amended; 21 U.S.C. 371(e))

Dated: July 26, 1967.

JAMES L. GODDARD,
Commissioner of Food and Drugs.

[F.R. Doc. 67-9133; Filed, Aug. 3, 1967; 8:50 a.m.]

Title 32—NATIONAL DEFENSE

Chapter XII—Defense Supply Agency

[DSAR 5400.14]

PART 1260—AVAILABILITY TO THE PUBLIC OF OFFICIAL INFORMATION

JUNE 30, 1967.

Part 1260 is added to Title 32 of the Code of Federal Regulations, reading as follows:

Sec.
1260.1 References.
1260.2 Purpose.
1260.3 Scope.
1260.4 General.
1260.5 Responsibilities.
1260.6 Procedures.

AUTHORITY: The provisions of this Part 1260 issued under 5 U.S.C. 552, 559.

§ 1260.1 References.[1]

(a) DOD Directive 5400.7, Availability to the Public of Department of Defense Information.

(b) DSAR 5400.12, Provision of Information to Congress.

(c) DSAR 7230.1, Schedule of Fees and Charges for Copying, Certification, and Search of Records.

(d) DSAR 4185.8, Technical Data and Information Required for Defense Supply Agency; Determination of Requirements and Procurement of.

(e) 5 U.S.C. 551 (Section 2 of the Administrative Procedure Act).

(f) DSAR 5205 series.

(g) 18 U.S.C. 1905 (Confidential Trade Information).

(h) Public Law 86-36 (50 U.S.C. 402 note) (National Security Agency Reporting Exemption).

(i) 35 U.S.C. 181-188 (Patent Secrecy).

(j) Armed Services Procurement Regulation.

§ 1260.2 Purpose.

To announce the policies and to prescribe the procedures governing the release to the public of Defense Supply Agency (DSA) documentary material or records, or information therefrom, pursuant to the provisions of § 1260.1(a).

§ 1260.3 Scope.

This DSAR is applicable to HQ DSA and to DSA field activities.

§ 1260.4 General.

(a) *Background.* Section 1260.1(a) describes the kinds of official records and information that must be made available to the public, describes the kinds of information that need not be made available to the public, requires facilities be made available to the public for the examination and copying of records, and provides procedures for the review of refusals to release records and information to the public. Requests from Members of Congress are governed by § 1260.1(b). Additional guidance with respect to release of procurement information is contained in § 1260.1(j).

(b) *Definition of "records."* (1) In determining whether documentary material qualifies as a "record", consideration should be given to the Act of July 7, 1943, ch. 192, sec. 1 (44 U.S.C. 366) which defines the word "record" for records disposal purposes as follows:

[It] includes all books, papers, maps, photographs, or other documentary materials, regardless of physical form or characteristics, made or received by any agency of the U.S. Government in pursuance of Federal law or in connection with the transaction of public business and preserved or appropriate for preservation by that agency or its legitimate successor as evidence of the organization, functions, policies, decisions, procedures, operations, or other activities of the Government, or because of the informational value of data contained therein.

(2) The term "records" does not include objects or articles such as structures, furniture, paintings, sculpture, three-dimensional models, vehicles, equipment, etc., whatever their historical value or value as "evidence."

(3) Records are not limited to permanent or historical documents but include contemporaneous documents as well.

(c) *Policy*—(1) *General.* (i) It is the policy of DSA to make available to the public the maximum amount of information concerning its operations and activities. Exceptions to the requirements for disclosure will be made in accordance with the provisions of subparagraph (4) of this paragraph and the release procedures in § 1260.6.

(ii) Information exempt from public disclosure under provisions of subparagraph (4) of this paragraph should be made available to the public when its disclosure is not inconsistent with statutory requirements or with § 1260.1(f) and when officials determine that no significant purpose would be served by withholding the information. The determination of whether a significant purpose is served by withholding information under provisions of subparagraph (4) of this paragraph is within the sole discretion of the DSA official authorized by this Part 1260 to deny release.

(iii) Records and other documents or related material may be withheld from the public only as authorized by this Part 1260. In no event shall the determination that requested information comes within any of the specific exemptions in subparagraph (4) of this paragraph, or that information has not been properly requested be influenced by the possibility that its release might suggest administrative error or inefficiency or might embarrass DSA or an official of DSA.

(2) *Availability of records.* (i) Subject to the exemptions in subparagraph (4) of this paragraph and the procedural requirements of § 1260.6, any record in the possession of DSA will be made available upon the request of any person. Copies of records which have been published in the FEDERAL REGISTER or made available

[1] Reference material may be obtained from Department of Defense, Defense Supply Agency, and Superintendent of Documents.

for inspection and copying under provisions of subparagraph (3) of this paragraph, should also be furnished, when practicable, upon request by any person.

(ii) In determining whether documentary material qualifies as a "record", consideration will be given to the definition of a "record" in paragraph (b) of this section.

(iii) A request for a record will be honored if:

(*a*) The requestor describes the record sought with sufficient particularity to enable DSA to locate the record with a reasonable amount of effort.

(*b*) The requestor is willing and able to pay the cost associated with locating and providing a copy of the record sought, as determined by § 1260.1(c).

(*c*) The requestor complies with the requirements of this Part 1260 regarding the time, place, and procedure for obtaining a copy of the record.

(iv) In order for a record to be considered "identifiable," it must exist at the time of the request. There is no obligation to "create" a record for the purpose of satisfying a request for information. When the information requested exists in the form of several records at several locations, the applicant should be referred to those sources if gathering the information would be burdensome.

(v) When the record requested was originated by another agency, the request will be referred promptly and directly to that agency for disposition. The originating agency of a record should consult with other agencies having a significant interest in the content of a requested document before determining whether to make it available. A member of the public requesting material primarily concerning a Member of Congress or Congressional Committee, or a transcript of testimony given before a Congressional Committee will be advised to direct his request to the Member or Committee concerned.

(vi) Elements of DSA will avoid creating procedural obstacles when internal DSA or Department of Defense organizational questions arise, particularly where reorganization or transfer of functions contributes to an improperly directed request. DSA personnel will make all reasonable efforts to assist private persons in directing requests for information to the appropriate authorities.

(3) *Inspection and copying of opinions, orders, and manuals.* (i) Subject to the exemptions set forth in subparagraph (4) of this paragraph, DSA will make available for public inspection and copying in an appropriate facility or facilities in accordance with the procedures in § 1260.6 the following materials, unless such materials are published and copies offered for sale:

(*a*) All final opinions (including concurring and dissenting opinions) and orders in adjudication, as defined in § 1260.1(e) that may be cited, used, or relied upon as precedents in future adjudication.

(*b*) Statements of policy and interpretations of less than general applicability affecting the public but not published in the FEDERAL REGISTER.

(*c*) Administrative staff manuals and instructions, or portions of such, which establish DSA policy or interpretation of policy that is determinative of the rights of members of the public. This provision does not apply to instructions for employees on the tactics and techniques to be used in performing their duties, or to instructions relating only to the internal management of the Agency. Examples of manuals and instructions not normally made available are:

(*1*) Those issued for audit and inspection purposes.

(*2*) Those which prescribe operational tactics, standards of performance, or criteria for defense, prosecution, or settlement of cases.

(*3*) Operations and maintenance manuals and technical information concerning munitions, equipment, and systems.

(ii) When feasible, all material published in the FEDERAL REGISTER will be made available for inspection and copying, along with any available index of that published material, in the same facility or facilities provided for inspection and copying of opinions, orders, and manuals.

(iii) Identifying details which if revealed would create a clearly unwarranted invasion of personal privacy may be deleted from any final opinion, order, statement of policy, interpretation, staff manual, or instruction made available for inspection and copying. In every such case, the justification for the deletion must be fully explained in writing.

(iv) No order, opinion, statement of policy, interpretation, staff manual, or instruction which is issued, promulgated, or adopted after July 4, 1967, which is not indexed and either made available or published, may be relied upon, used, or cited as a precedent against any member of the public unless he has actual and timely notice of its terms. If the order, opinion, statement of policy, interpretation, staff manual, or instruction was issued, promulgated, or adopted before July 4, 1967, it need not be indexed but must be made available in accordance with subdivision (i) of this subparagraph.

(*a*) In determining whether an order, opinion, statement of policy, interpretation, staff manual, or instruction is likely to be used or relied upon as precedent, the primary test will be whether it is intended to provide binding guidance for decisions or evaluations by subordinates or for future decisions by the same authority in adjudications of cases affecting the public, where similar facts or issues are presented.

(*b*) With regard to the precedential effect of an adjudication, opinions, and orders of the Boards of Review exemplify the type that shall be made available for inspection and copying since they may be relied upon, used or cited in future adjudications. By contrast, orders and opinions resulting from adjudications such as those involving internal personnel (including military personnel) proceedings and security proceedings are not required to be made available to the general public for inspection and copying since they are not relied upon, used, or cited in future adjudications.

(v) The cost to DSA of copying any such opinion, order, or statement of policy or interpretation will be imposed on the person requesting the document, under provisions of § 1260.1(c).

(4) *Exemptions.* (i) Documentary material which would otherwise have to be made available under subparagraphs (2) and (3) of this paragraph, may be withheld from public disclosure if it comes within a specific exemption. However, even exempted material should be made available if, in the judgment of the releasing authority, no significant purpose would be served by withholding it from the requestor under an applicable exemption and its release is not inconsistent with statutory requirements or § 1260.1(f).

(ii) The following types of records may be withheld from public disclosure:

(*a*) Those requiring protection in the interest of national defense or foreign policy according to the criteria established by § 1260.1(f) or by Executive order.

(*b*) Those containing rules, regulations, orders, manuals, directives, and instructions relating to the internal personnel rules or to the internal practices of the Department of Defense. Examples include:

(*1*) Operating rules, guidelines, and manuals for Department of Defense investigators, inspectors, auditors, or examiners, and schedules or methods which cannot be disclosed to the public without substantial prejudice to the effective performance of a significant function of the Department of Defense. Some of those materials would reveal:

(*i*) Negotiating and bargaining techniques.

(*ii*) Bargaining limitations and positions.

(*iii*) Inspection schedules and methods.

(*iv*) Audit schedules and methods.

(*2*) Personnel and other administrative matters such as examination questions and answers used in training courses or in the determination of the qualifications of candidates for employment, entrance to duty, advancement or promotion.

(*c*) Those containing information which statutes authorize or require be withheld from the public. The authorization or requirement may be found in the terms of the statute itself or in Executive orders or in regulations authorized by, or in implementation of the statute. Examples include:

(*1*) Trade technical and financial information provided in confidence by businesses, governed by § 1260.1(g).

(*2*) National Security Agency information, governed by § 1260.1(h).

(*3*) Any records containing information relating to inventions which are the subject of patent applications on which Patent Secrecy Orders have been issued, governed by § 1260.1(i).

(*d*) Those containing information which DSA receives from anyone including an individual, a foreign nation, an

international organization, a State or local government, a corporation, or any other organization with the understanding that it will be retained on a privileged or confidential basis, or similar commercial or financial records which DSA develops internally, if they are in fact the kinds of records which are normally considered privileged or confidential. Such records include documents containing:

(*1*) Information customarily considered privileged or confidential under the rules of evidence in the Federal courts, such as information coming within the doctor-patient, lawyer-client, or priest-penitent privileges.

(*2*) Commercial or financial information received in confidence in connection with loans, bids or proposals, as well as other information received in confidence or privileged, such as trade secrets, inventions and discoveries, or other proprietary data.

(*3*) Statistical data and commercial or financial information concerning contract performance, income, profits, losses, and expenditures, if received in confidence from a contractor or potential contractor.

(*4*) Information such as research data, formulae, designs, drawings, and other technical data and reports which:

(*i*) Are significant as items of valuable property acquired in connection with research, grants, or contracts.

(*ii*) Would likely be held in confidence if owned by private parties.

(*5*) Personal statements given in the course of inspections or investigations, where such statements are received in confidence from the individual and retained in confidence.

(*e*) Except as provided in (*1*) of this subdivision, internal communications within and among elements of Federal agencies and of the Department of Defense.

(*1*) Examples include: (*i*) Staff papers containing staff advice, opinions, or suggestions.

(*ii*) Information received or generated by DSA preliminary to a decision or action, including draft versions of documents, where premature disclosure would harm the authorized appropriate purpose for which the records are being used.

(*iii*) Advice, suggestions, or reports prepared on behalf of the Department of Defense by boards, committees, councils, groups, panels, conferences, commissions, task forces, or other similar groups that are formed by a component to obtain advice and recommendations.

(*iv*) Records of Department of Defense evaluations of contractors and their products which in effect constitute recommendations or advice and could be used improperly to the advantage or to the detriment of private interests.

(*v*) Advance information on such matters as proposed plans to procure, lease or otherwise acquire and dispose of materials, real estate, facilities, or functions, when such information would provide undue or unfair competitive advantage to private personal interests.

(*vi*) Records which are exchanged among agency personnel or within and among elements of Federal agencies and the Department of Defense preparing for anticipated legal proceedings before any Federal, state, or military court or before any regulatory body.

(*vii*) Reports of inspections, audits, investigations, or surveys which pertain to safety, security or the internal management, administration, or operation of the Department of Defense.

(*2*) If any such intra-agency or inter-agency information requested would routinely be made available through the discovery process in the course of litigation with DSA, then it should not be withheld from the general public. If, however, the information would only be made available through the discovery process by special order of the court based on the particular needs of a litigant balanced against the interests of DSA in maintaining its confidentiality, then the record or document should not be made available to a member of the general public.

(*f*) Information in personnel and medical files, as well as information in similar files that, if disclosed to a member of the public, would result in a clearly unwarranted invasion of personal privacy.

(*1*) Examples of files similar to personnel and medical files include:

(*i*) Those compiled to evaluate or adjudicate the suitability of candidates for civilian employment and the eligibility of individuals, civilian, military, or industrial for security clearances.

(*ii*) Files containing reports, records, and other material pertaining to personnel matters in which administrative action, including disciplinary action, may be taken.

(*2*) In determining whether the release of information would result in a clearly unwarranted invasion of privacy, consideration should be given in cases such as those involving alleged misconduct, to the relationship of the alleged misconduct to an individual's official duties, the amount of time which has passed since the alleged misconduct, and the degree to which the individual's privacy has already been invaded. Thus, the release of information concerning alleged misconduct which is closely related to official duties, which has occurred recently, and which has already been exposed to the public is less likely to constitute a clearly unwarranted invasion of personal privacy.

(*3*) When the sole and exclusive basis for withholding information is protection of the personal privacy of an individual, the information should not be withheld from him or from his designated legal representative. An individual's personnel, medical, or similar files may be withheld from him or from his designated legal representative for reasons other than the protection of his personal privacy when valid Civil Service Commission regulations or other valid regulations so authorize.

(*g*) Investigatory files compiled for the purpose of enforcing civil, criminal, or military law, including Executive orders, or regulations validly adopted pursuant to law.

(*1*) Examples include:

(*i*) Statements of witnesses and other material based on the information developed during the course of the investigation and all materials prepared in connection with related Government litigation or adjudicative proceedings.

(*ii*) Lists of firms or individuals suspended under procurement regulations when the lists are compiled in connection with investigations of irregularities.

(*2*) The right of individual litigants to investigatory files currently available by law is not diminished.

(*h*) Those contained in or related to examination, operating, or condition reports prepared by, on behalf of, or for the use of any agency responsible for the regulation or supervision of financial institutions.

(*i*) Those containing geological and geophysical information and data, including maps, concerning wells.

(*5*) *Identification and Marking "FOR OFFICIAL USE ONLY".* (*i*) Records which are not classified under § 1260.1(f) but which are authorized by § 1260.1(a) to be withheld from general public disclosure under subparagraph (*4*) of this paragraph and which for a significant reason should not be given general circulation shall be considered as being "FOR OFFICIAL USE ONLY" (FOUO).

(*ii*) A record that is considered "FOR OFFICIAL USE ONLY" may be marked "FOR OFFICIAL USE ONLY" when such marking is deemed necessary to insure that all persons having access to the record are aware that it should not be publicly released and should not be handled indiscriminately. Individual folders, records, and files covering specific kinds of subject matter, normally falling within the exemptions of subparagraph (*4*) of this paragraph such as personnel and medical files, bids, proposals, and the like, which are covered by rules and regulations specifying what may be released publicly, do not require the "FOUO" marking unless handled under circumstances where marking is essential to insure protection of the information involved.

(*a*) The marking shall not be used on records which are classified under § 1260.1(f) but, if otherwise proper under this Part 1260, may be applied to information or material which has been declassified.

(*b*) Information contained in a technical document for which a determination has been made that a distribution statement under § 1260.1(d) is appropriate shall not be marked "FOUO."

(*iii*) Material which is considered "FOR OFFICIAL USE ONLY" must be safeguarded from general disclosure irrespective of whether the material is physically marked with the term "FOR OFFICIAL USE ONLY."

(*iv*) Whenever necessary to assure proper understanding, individual paragraphs which contain FOUO information shall be marked with symbol "FOUO." In classified documents, this marking should be applied only to paragraphs which contain FOUO information and do not contain classified information.

§ 1260.5 Responsibilities.

(a) The Chief, Publications Division, Office of Administration, HQ DSA, will review DSA publications to assure that those which meet the criteria for publication in the FEDERAL REGISTER are prepared in proper form and transmitted promptly for publication in the FEDERAL REGISTER, as required by DSAR 5025.19, Publications of Documents in the FEDERAL REGISTER.

(b) The Chief, Administrative Management Division, Office of Administration, HQ DSA, will:

(1) Serve as the point of contact for referring members of the public, except the news media, desiring to examine and copy records to the appropriate staff element within HQ DSA, or within the DSA Administrative Support Center having custody of the records.

(2) Maintain for examination and copying by the public a copy of the material and documents referred to in subparagraph (e)(3) of this section.

(3) Process requests for records received under provisions of § 1260.6(a)(1).

(4) Process to the Director/Deputy Director, DSA after coordination with the Counsel, HQ DSA, and other appropriate HQ DSA staff elements appeals from refusals to provide a record.

(c) The Special Assistant for Public Affairs, HQ DSA will serve as the central point of contact for the release of information to the news media.

(d) The Heads of HQ DSA Principal Staff Elements will:

(1) Review all instructions for which they are the proponent to insure that such instructions are not inconsistent with the provisions of this Part 1260.

(2) Recommend at the time instructions for which they are the proponent are prepared for publication whether the document should be published in the FEDERAL REGISTER, as required by DSAR 5025.19, Publication of Documents in the FEDERAL REGISTER.

(3) Insure that the provisions of this Part 1260 are followed in processing requests for records from members of the public.

(4) Coordinate with other HQ DSA staff elements to the extent considered necessary, requests from the public for information.

(e) The Heads of DSA Primary Level Field Activities will:

(1) Insure that the provisions of this Part 1260 are followed in processing requests for records from members of the public.

(2) Provide convenient facilities where members of the public may examine and copy documents to which they are entitled.

(3) Maintain for examination and copying by the public a copy of the following:

(i) All references listed in § 1260.1.

(ii) DSAH 5025.2, DSA Field Establishment Directory which reflects the mailing addresses of all activities of DSA.

(iii) DSAH 5025.1, Defense Supply Agency Index of Publications and Forms (HSIs, Handbooks, Manuals and Regulations) which contains, among other things, a topical index of the publications issued by HQ DSA.

(iv) DSAM 5015.1, Files Maintenance and Disposition which contains a functional description of all records and files generated by DSA. This Manual also contains a topical index.

(v) A copy of such local indexes of opinions, orders, statement of policy, and publications that may exist, or that may be prepared in the future.

(4) Arrange for the collection of fees prescribed in § 1260.1(c) associated with locating and providing copies of documentary material requested.

(5) Furnish the Director, DSA, Attention: DSAH-XA a copy of all refusals to provide a record made under provisions of § 1260.6. In the case of the Defense Contract Administration Services Regions, the copy will be forwarded through the Deputy Director for Contract Administration Services, DSA.

(6) Establish safeguards to insure that the official records of the activity are properly safeguarded during the time they are made available for examination by a member of the public.

(7) Insure that internal operating procedures provide for prompt response to all requests for records.

§ 1260.6 Procedures.

(a) *Requests for records or for permission to examine records.* (1) Members of the public may make requests for copies of records or for permission to examine or copy records directly to the Head of the DSA activity having custody of the records, if the whereabouts of the document is known. If the exact whereabouts is not known, and it is reasonably certain that the document is in the custody of DSA, the requestor should submit his request to the Director, Defense Supply Agency, Attention: DSAH-XA, Cameron Station, Alexandria, Va. 22314.

(2) Requests must identify each record with sufficient particularity to enable the custodian to locate the record with a reasonable amount of effort. Information as to where the record originated, its subject, date, number, or other identification that would enable the custodian to locate the document should be provided by the requestor when possible.

(3) Because certain information and documents are exempt from the imposition of fees under provisions of § 1260.1(c) the requestor need not submit payment for services with his initial written request. When it is anticipated that the cost of the record search and reproducton of the documents may exceed $10, the requestor will be so advised and requested to submit payment prior to furnishing the records. In other instances, the requestor will be advised at the time the record is found as to the charges involved.

(4) Refusal to make a record available may be made only by the Heads of DSA Primary Level Field Activities or the Heads of HQ DSA Principal Staff Elements. The refusal may be appealed to the Director/Deputy Director, DSA. The appeal should be filed with the official who refused release of the record in order that the appeal may be processed through command channels to the Director, DSA for a final decision.

(b) *Processing requests for records or for permission to examine records.* (1) Upon receipt of a request for records or for permission to examine records, the DSA activity having custody of the records will collect the documents, determine whether they are releasable under provisions of this Part 1260, determine the fees to be charged, and advise the requestor accordingly.

(2) If the request is for permission to examine releasable records, the requestor will be advised as to where and when during normal working hours he may appear for this purpose. Every reasonable effort will be made to accommodate individuals granted permission to examine records; however, overtime is not authorized for this purpose.

(3) If a final reply to a request cannot be made within 10 working days of receipt, the requestor will be given an interim reply and an estimated date on which he may receive a final reply.

(4) The DSA official having custody and control of any DSA record requested by a member of the public is authorized to make such record available unless the record falls within one of the exceptions listed in § 1260.4(c)(4). In such case the request will be referred promptly to the head of the primary level field activity or the head of a HQ DSA principal staff element, as appropriate. The fact that a record has been marked "FOR OFFICIAL USE ONLY" does not relieve the official who is authorized to release the record from the responsibility of reviewing the requested record for the purpose of determining whether an exemption under § 1260.4(c)(4)(i) is applicable.

(5) Requests for records will be denied only by the head of a DSA primary level field activity or the head of an HQ DSA principal staff element upon a determination that:

(i) The record is subject to one of the exemptions set forth in § 1260.4(3)(4), or

(ii) The record cannot be found because it has not been properly identified; or

(iii) The applicant has unreasonably failed to comply with the procedural requirement for obtaining the record set forth in paragraph (a) of this section.

(6) When a request for a record is refused, the official who made the determination will explain the basis for the denial and will advise the requestor that he may appeal the denial to the Director/Deputy Director, DSA. Any refusal will be in writing, and a copy of the refusal will be furnished the Director, DSA, Attention: DSAH-XA. In the case of the Defense Contract Administration Services Regions, the copy will be forwarded through the Deputy Director for Contract Administration Services, DSA.

Effective date: July 4, 1967.

By order of the Director, Defense Supply Agency.

[SEAL] WILLIAM PAULK,
Colonel, U.S. Air Force,
Staff Director, Administration.

[F.R. Doc. 67-9092; Filed, Aug. 3, 1967; 8:47 a.m.]

Title 24—HOUSING AND HOUSING CREDIT

Chapter II—Federal Housing Administration, Department of Housing and Urban Development

SUBCHAPTER B—PROPERTY IMPROVEMENT LOANS

PART 201—CLASS 1 AND CLASS 2 PROPERTY IMPROVEMENT LOANS

Credits, Collections, and Claims

In § 201.5 paragraph (f) is amended to read as follows:

§ 201.5 Credits and collections.

* * * * *

(f) *Security.* The taking of security to secure the payment of a loan is left to the discretion of the insured lender unless specifically required by the Commissioner in accordance with the provisions of paragraph (e) of this section or of § 201.2(d) (2) (iii) or (f). An insured may permit the substitution or subordination of security, provided it can be shown when claim is made that at the time of such action the original security value was not impaired or reduced by such action. Upon presentation of the facts, the prior approval of the Commissioner may be obtained by the insured to any proposed substitution or subordination of security. A pledge of a share account, deposit or passbook, shall not be considered security within the meaning of this paragraph.

* * * * *

In § 201.11 paragraphs (c) (1) and (e) (4) (i) are amended to read as follows:

§ 201.11 Claims.

* * * * *

(c) *Maximum claim period.* (1) Claim shall be filed no later than 6 months after the due date of the final installment provided for in the note.

* * * * *

(e) *Claims amount.* * * *

(4) * * *

(i) Twenty-five percent of the amount collected by the attorney on the defaulted note if the borrower is liable for the payment of such fee under the laws of the jurisdiction applicable to the note, and if the insured has not waived its claim against the borrower for such fees.

* * * * *

(Sec. 2, 48 Stat. 1246, as amended; 12 U.S.C. 1703)

Issued at Washington, D.C., July 31, 1967.

[SEAL] PHILIP N. BROWNSTEIN,
Federal Housing Commissioner.

[F.R. Doc. 67-9126; Filed, Aug. 3, 1967; 8:49 a.m.]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 142—PRECANCELED STAMPS

Sale and Use of Precanceled Stamps and Mailer's Precanceled Postmark

The regulations of the Post Office Department are amended as follows:

1. In § 142.2 *Sale and use of precanceled stamps* make the following changes:

A. Paragraph (c) is revised to prescribe that precanceled stamps will be sold only to precancel permitholders except as provided in paragraph (f) of this section.

(c) *Sale limited.* Precanceled stamps will be sold only to precancel permitholders except as provided in paragraph (f) of this section.

NOTE: The corresponding Postal Manual section is 142.23.

B. The number 8 in the first sentence of paragraph (e) is changed to 16 to show the increase in the amount of precanceled stamps affixed to a single piece without the need to overprint.

NOTE: The corresponding Postal Manual section is 142.25.

C. The present material under paragraph (f) is deleted and new material is inserted in lieu thereof to authorize limited sales of precanceled stamps for collection purposes.

(f) *Philatelic sales.*—(1) *Nonpermit holders.* Not more than 10 stamps of each of the precanceled denominations which are available at a post office may be purchased in person or by mail by nonpermit holders for collection purposes. Each mail order must be accompanied with a stamped, self-addressed envelope for use in returning the stamps to the purchaser. Precanceled stamps are available only at post offices which prepare or obtain them for sale to permit holders.

(2) *Permit holders.* Precancel permit holders may buy the quantity of precanceled stamps for philatelic purposes provided for by subparagraph (1) of this paragraph. Other precanceled stamps may be purchased only for the purpose of paying postage. Unused precanceled stamps may not be sold for philatelic purposes by permit holders.

NOTE: The corresponding Postal Manual section is 142.26.

II. In § 142.3 *Mailer's precancel postmark,* the words "or on postal cards" are deleted from the first sentence for clarification.

NOTE: The corresponding Postal Manual section is 142.3.

(5 U.S.C. 301, 39 U.S.C. 501)

TIMOTHY J. MAY,
General Counsel.

JULY 31, 1967.

[F.R. Doc. 67-9076; Filed, Aug. 3, 1967; 8:45 a.m.]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 9—Atomic Energy Commission

PART 9-1—GENERAL

Subpart 9-1.3—General Policies

PART 9-8—TERMINATION OF CONTRACTS

Subpart 9-8.2—General Principles Applicable to the Termination for Convenience and Settlement of Fixed-Price Type and Cost-Reimbursement Type Contracts

Subpart 9-8.5—Disposition of Termination Inventory

PART 9-15—CONTRACT COST PRINCIPLES AND PROCEDURES

Subpart 9-15.50—Cost Principles and Procedures

PART 9-58—RENTAL OF CONSTRUCTION EQUIPMENT

Miscellaneous Amendments

1. Section 9-1.350-1, *Special specifications and standards,* is amended by changing "Office of the Controller" to read "Director, Division of Contracts." As so amended, § 9-1.350-1 reads as follows:

§ 9-1.450-1 Special specifications and standards.

When special specifications or standards are used by a field office or Headquarters on a recurring basis or used by two or more field offices or contractors, consideration should be given to converting them to AEC specifications. Accordingly, contracting officers are urged to bring to the attention of the Director, Division of Contracts, any such special specifications which they believe may be of use to more than one field office. The Director, Division of Contracts, will notify field offices of the existence of any AEC specification.

2. In § 9-8.211-2, *Required review and approval,* paragraph (a) is revised by changing "appropriate Headquarters Division Director" to "Director, Division of Contracts." Section 9-8.211-2(a), as amended, reads as follows:

§ 9-8.211-2 Required review and approval.

(a) Proposed settlement agreements or determinations in excess of contractual authority of Managers of Field

Offices will be transmitted to the Director, Division of Contracts, for review and approval.

* * * * *

3. Section 9–8.507–5, *Applicability of antitrust laws*, is amended by changing "Controller" to "Director, Division of Contracts." Section 9–8.507–5, as amended, reads as follows:

§ 9–8.507–5 Applicability of antitrust laws.

Managers of Field Offices and Headquarters officials having the contracting responsibility shall furnish two copies of the notification referred to in FPR 1–8.507–5 to the Office of the General Counsel and one copy to the Director, Division of Contracts, Headquarters.

4. Section 9–15.5003, *Deviation*, is revised to read as follows:

§ 9–15.5003 Deviation.

Deviations from the policy and principles set forth in this subpart shall not be made unless such action is authorized by the Director, Division of Contracts, after consultation with the Controller, General Counsel, and any other appropriate Headquarters office, on the basis of a written justification stating clearly the special circumstances involved. Where appropriate, any approved deviation shall be reflected in the compensation provisions of the contract.

5. In § 9–15.5005–2, *Compensation through fee*, paragraph (b) is amended by changing "appropriate Headquarters Division Director" to "Director, Division of Contracts." As amended, § 9–15.5005–2(b) reads as follows:

§ 9–15.5005–2 Compensation through fee.

* * * * *

(b) In a particular case, the contractor may be compensated on the basis of allowable cost, rather than through the fixed fee for some or all of the expenses described in paragraph (a) of this section if the Director, Division of Contracts, the Manager of the Field Office, or a representative having the authority to approve the contract, authorizes use of this alternative approach and determines that the negotiated fixed fee reflects proper downward adjustment from that which would otherwise have been established. In the case of no-fee contracts (including contracts providing for nominal or token fees), this category of expense may be either reimbursed on the basis of actual costs or compensated through a predetermined fixed amount.

* * * * *

6. In § 9–58.002, *General policy*, paragraph (a) is amended by changing "Office of the Controller" to Director, Division of Contracts." As amended, § 9–58.002(a) reads as follows:

§ 9–58.002 General policy.

It is the policy of the AEC:

(a) To use presently owned AEC construction equipment to the fullest extent. Careful investigation shall be made of the equipment available not only at the field office concerned, but at other field offices, to determine whether such equipment can be economically utilized on the job. The Director, Division of Contracts, Headquarters, can assist in the investigation of excess equipment available in other offices.

* * * * *

(Sec. 161, Atomic Energy Act of 1954, as amended, 68 Stat. 948, 42 U.S.C. 2201; sec. 205, Federal Property and Administrative Services Act of 1949, as amended, 63 Stat. 390, 40 U.S.C. 486)

Effective date. These amendments are effective upon publication in the FEDERAL REGISTER.

Dated at Germantown, Md., this 28th day of July 1967.

For the U.S. Atomic Energy Commission.

JOSEPH L. SMITH,
Director, Division of Contracts.

[F.R. Doc. 67–9067; Filed, Aug. 3, 1967; 8:45 a.m.]

Proposed Rule Making

DEPARTMENT OF THE INTERIOR

Federal Water Pollution Control Administration

[18 CFR Part 601]

WATER POLLUTION CONTROL

Grants for Construction of Treatment Works

Notice is hereby given that the Secretary of the Interior proposes to amend Chapter V of Title 18 Code of Federal Regulations, Part 601, Subpart B, to read as set forth below.

The proposed amended Subpart B would reflect amendments to construction grant provisions in the Federal Water Pollution Control Act, as amended (33 U.S.C. 46 et seq.), effected by the enactment of Public Law 84–660.

Interested persons may submit written data, views, or arguments in triplicate in regard to the proposed regulations to the Secretary of the Interior, Washington, D.C. 20240. All relevant material received not later than 30 days after publication of this notice will be considered.

The regulations will become effective upon republication.

Subpart B—Grants for Construction of Treatment Works

Sec.
601.21 Definitions.
601.22 Allotments to States.
601.23 Availability of allotments.
601.24 Application for grants.
601.25 Grant limitations.
601.26 Grant conditions.
601.27 Assurances from applicant.
601.28 Determining the desirability of projects.
601.29 Criterial for considering propriety of Federal aid.
601.30 Payments.
601.31 Final settlement.

AUTHORITY: The provisions of this Subpart B issued under sec. 10, 70 Stat. 506, as amended; 33 U.S.C. 466i; sec. 6, 70 Stat. 502, as amended; 33 U.S.C. 466e.

Subpart B—Grants for Construction of Treatment Works

§ 601.21 Definitions.

All terms used in this subpart which are defined in the Federal Water Pollution Control Act and are not defined in this section shall have the meaning given to them in such Act. As used in this subpart, the following terms shall have the meaning indicated hereinbelow:

(a) "Federal Act" means the Federal Water Pollution Control Act, as amended (33 U.S.C. 466 et seq.).

(b) "Administration" means the Federal Water Pollution Control Administration in the Department of the Interior.

(c) "Commissioner" means the head of the Federal Water Pollution Control Administration, or his duly authorized representative.

(d) "State water pollution control agency" means the State health authority, except that in the case of any State in which there is a single State agency other than the State health authority charged with responsibility for enforcing the State laws relating to the abatement of water pollution, it means such other State agency.

(e) "Interstate agency" means an agency of two or more States established by or pursuant to an agreement or compact approved by the Congress, or any agency of two or more States having substantial powers or duties pertaining to the control of pollution of waters.

(f) "State" means a State, the District of Columbia, the Commonwealth of Puerto Rico, the Virgin Islands, and Guam.

(g) "Fiscal year" means a 12-month period beginning on July 1.

(h) "Population" means the official population figures of the latest decennial census for which figures are available as certified by the Secretary of Commerce.

(i) "Per capita income" means the average of the per capita income of the States and of the continental United States for the three most recent consecutive years for which satisfactory data are available from the Department of Commerce; except that, in the absence of such satisfactory data, the per capita incomes of (1) Puerto Rico, (2) the Virgin Islands, and (3) Guam shall be deemed to equal the per capita income of the State having the lowest per capita income in the continental United States.

(j) "Municipality" means a city, town, borough, county, parish, district, or other public body created by or pursuant to State law and having jurisdiction over disposal of sewage, industrial wastes, or other wastes, and an Indian tribe or an authorized Indian tribal organization.

(k) "Intermunicipal agency" means an agency of two or more municipalities having jurisdiction over disposal of sewage, industrial wastes, or other wastes.

(l) "Treatment works" means the various devices used in the treatment of sewage or industrial wastes of a liquid nature, including the necessary intercepting sewers, outfall sewers, pumping, power, and other equipment and their appurtenances, and includes any extensions, improvements, remodeling, additions, and alterations thereof.

(m) "Applicant" means any State, municipality, intermunicipal, or interstate agency which files an application for a grant under section 8 of the Federal Act.

(n) "Metropolitan area" means either (1) a standard metropolitan statistical area as defined by the Bureau of the Budget, except as may be determined by the President as not being appropriate for the purposes hereof, or (2) any urban area, including those surrounding areas that form an economic and socially related region, taking into consideration such factors as present and future population trends and patterns of urban growth, location of transportation facilities and systems, and distribution of industrial, commercial, residential, governmental, institutional, and other activities, which in the opinion of the President lends itself as being appropriate for the purposes hereof.

§ 601.22 Allotments to States.

(a) The first $100 million appropriated for any fiscal year shall be alloted as soon as practicable as follows:

(1) 50 per centum of such sums in the ratio that the population of each State bears to the population of all the States, and

(2) 50 per centum of such sums in the ratio that the quotient obtained by dividing the per capita income of the Unted States by the per capita income of each State bears to the sum of such quotients for all the States.

(b) Funds in excess of $100 million appropriated for any fiscal year shall be allotted as soon as practicable in the ratio that the population of each State bears to the population of all the States.

(c) Except as provided in § 601.25 (a) (8), sums allotted to a State under paragraphs (a) and (b) of this section which are not obligated within six months following the end of the fiscal year for which allotted because of a lack of projects which have been approved as provided in § 601.25(a) (3) and certified as entitled to priority as provided in § 601.25(a) (6) shall be reallotted in accordance with paragraph (d) of this section to States having approved projects for which grants have not been made because of lack of funds.

(d) Reallotment of unobligated funds under paragraph (c) of this section will be made on the basis of the ratio which the current year's allotment of each State bears to the current year's allotments of all such States: *Provided*, That no State's reallotment shall exceed the sum necessary to satisfy requests for grants contained in applications on hand in the State agency which, except for lack of funds, are eligible for immediate certification as provided in § 601.25(a) (6).

§ 601.23 Availability of allotments.

The allotment of a State, including reallotments, shall be available, in accordance with the provisions of this subpart, for payments to meet the cost of construction of treatment works in such State for which Federal grants have been approved by the Commissioner.

§ 601.24 Application for grants.

Applications for grants for the construction of treatment works shall be submitted on such forms and in such manner as the Commissioner may prescribe.

§ 601.25 Grant limitations.

(a) Grants under this subpart shall be subject to the following limitations:

(1) No grant shall be made for any work for which a contract was let prior to July 31, 1956.

(2) To be eligible for a grant, a project must be designed to result in an operable treatment works, or part thereof, which will treat or stabilize sewage or industrial wastes of a liquid nature in order to abate, control, or prevent water pollution. In addition, where a project or a portion thereof provides for the treatment or stabilization of sewage or industrial wastes of a liquid nature, and unless a higher degree of treatment is required to comply with water quality standards established pursuant to section 10 of the Federal Act, or with recommendations of the Secretary or judgment of a court made pursuant to section 10 of the Federal Act, such treatment or stabilization shall consist of at least primary treatment, or its equivalent, resulting in the substantially complete removal of settleable solids.

(3) No grant shall be made for any project unless such project shall have been approved by the appropriate State water pollution control agency and by the Commissioner and unless such project is included in a comprehensive program developed pursuant to section 3 of the Federal Act.

(4) Except as provided in subparagraphs (8) and (9) of this paragraph, no grant shall be made for any project in an amount exceeding 30 per centum of the estimated reasonable cost of the project as determined by the Commissioner, except that the percentage limitation shall be increased to 40 per centum if the State agrees to pay not less than 30 per centum of the cost of all projects for which Federal grants are to be made from the same fiscal year's allocation, or the percentage limitation shall be increased to 50 per centum if the State agrees to pay not less than 25 per centum of the cost of all projects for which Federal grants are to be made from the same fiscal year's allocation and enforceable water quality standards have been established for the waters into which the project discharges, in accordance with section 10(c) of this Act in the case of interstate waters, and under State law in the case of intrastate waters.

(5) No grant shall be made until the applicant has made provision satisfactory to the Commissioner for assuring proper and efficient operation and maintenance of the treatment works after completion of the construction thereof.

(6) No grant shall be made unless such project is in conformity with the State water pollution control plan submitted pursuant to the provisions of section 7 of the Federal Act and has been certified by the State water pollution control agency as entitled to priority over other eligible projects on the basis of financial as well as water pollution control needs; except that in the case of additional grants as provided for in subparagraphs (8) and (9) of this paragraph, no additional State certification of priority shall be required for the project receiving such an additional grant.

(7) In connection with a project in which construction was initiated after June 30, 1966, which is approved by the State water pollution control agency and which the Commissioner finds meets the requirements of the Act, but which was constructed without Federal assistance or with a lesser amount of Federal assistance than was allowable under the Act, a grant may be made in reimbursement of State or local funds used for such project prior to July 1, 1971, to the extent that assistance could have been provided if such project had been approved for Federal support and if adequate Federal funds had been available.

(8) Whenever a State has funds subject to reallotment under § 601.22(c) prior to such reallotment additional grants may be made for any projects in that State where the Commissioner finds that the need for the projects is due in part to any Federal institution or Federal construction activity which has resulted in an influx of Federally connected personnel and have added to the applicant's requirements for sewage treatment works. Such additional grants shall be limited to additional identifiable costs of construction attributable to such Federal institution or Federal construction activity. Applicants for additional grants must support their claims that the need for their projects is due in part to any Federal institution or Federal construction activity by showing that at least five percent of the population contributing wastes to the project are, as of the date of filing the application for the additional grant, in one or more of the following categories: (i) Federal personnel and their families residing on or at a Federal institution as hereinafter defined, as well as occupants, patients, and inmates of such institutions; (ii) Federal personnel and their families working on or at, but residing at other than, a Federal institution as hereinafter defined; (iii) non-Federal personnel and their families working on Federal construction projects involving a Federal institution as hereinafter defined. Necessary supporting information submitted by applicants shall be used as the basis for computing a project's additional grant entitlement as follows: For subdivision (i) of this subparagraph, 100 percent of the product of the per capita cost of the project and the number represented in this category; for either subdivision (ii) or (iii) of this subparagraph, 50 percent of the product of the per capita cost of the project and the number represented by such category: *Provided*, That in any case the additional grant entitlement with respect to any category shall be reduced by the amount of any Federal contribution by any other Federal agency toward the capital cost of the approved project made on behalf of such category. The total of the sums of the above calculations shall be the maximum entitlement of an individual project for an additional grant. If the total of all entitlements for additional grants exceeds the funds available to a State for such grants, the available funds will be prorated over all eligible applicants for such grants in the State. In any instance where a grantee community claims its need for a project is due in part to any Federal institution or Federal construction activity, but because of exceptional circumstances is not measurable by the criteria set out above, a request for special consideration may be made to the Commissioner. Notwithstanding the provisions of this section, the Commissioner may waive the percentage requirements set out above in the case of an application for an additional grant whenever, in his judgment, exceptional circumstances exist or existed which make such action necessary to avoid inequity and avoid defeating the purposes of this section. In no event shall any additional grant be made in an amount which, together with the amount of the basic grant, will exceed the total eligible project cost. As used in this section, the term "Federal institution" shall mean any Federal institution, reservation, installation, base, project, or other similar Federal establishment used by the Federal Government primarily for the performance of functions other than the provision of services to the area in which such establishment is situated; and the term "Federal construction activity" shall mean the construction of any "Federal institution" as herein defined.

(9) The Commissioner may increase the amount of a grant made under subsection 8(b) of the Federal Act by 10 per centum of such grant for any project which has been certified by an official State, metropolitan, or regional planning agency empowered under State or local laws or interstate compact to perform metropolitan or regional planning for a metropolitan area within which such grant is to be used, or other agency or instrumentality designated for such purposes by the Governor (or Governors in the case of interstate planning) as being in conformity with the comprehensive plan developed or in the process of development for the metropolitan area.

(10) At least 50 per centum of the first $100 million appropriated for grants under section 8 of the Federal Act for each fiscal year beginning on or after July 1, 1965, shall be used for the construction of treatment works serving municipalities of 125,000 population or under.

§ 601.26 Grant conditions.

(a) All measures required to minimize water pollution to affected waters shall be undertaken in the planning and construction processes of the treatment plant to be financed in part by the Federal grant. To achieve this end, regard shall be given to the selection of a plant site compatible with the protection of

the natural environment, and to the protection of the watershed natural cover, engineering and work measures to assure minimal siltation and bank erosion from the construction process, and other measures which reduce water pollution to a minimum. Any grant awarded under this subpart shall be subject to these and such additional requirements of regulations and recommendations issued under section 7 of Executive Order 11288, July 2, 1966 (F.R. Doc. 66–7460) which provides that federally assisted activities shall be performed pursuant to regulations and recommendations made by the Department of the Interior covering grant practices designed to reduce water pollution.

(b) Any grant awarded under this subpart shall be subject to the requirements of Executive Order 11246, September 24, 1965 (30 F.R. 12319), which provides for nondiscrimination in federally assisted construction contracts, and with applicable rules, regulations, and procedures prescribed pursuant thereto.

(c) Any grant awarded under this subpart shall be subject to the requirements of Title VI of the Civil Rights Act of 1964 (78 Stat. 252; P.L. 88–352) which provides that no person in the United States shall, on the ground of race, color, or national origin be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal financial assistance (sec. 601); and shall be subject to the implementing regulation issued by the Secretary of the Interior with the approval of the President (43 CFR Part 17).

(d) That the construction contract will require the contractor to comply with the regulations of the Secretary of Labor made pursuant to the Davis-Bacon Act of March 3, 1931, as amended (40 U.S.C. 276a through 276a–5), the Anti-Kickback Act of June 13, 1934, as amended (40 U.S.C. 276c), and the Contract Work Hours Standards Act of August 13, 1962 (40 U.S.C. 327–330), and any amendments or modifications thereto, to cause appropriate provisions to be inserted in subcontracts to insure compliance therewith by all subcontractors subject thereto, and to be responsible for the submission of statements required of subcontractors thereunder, except as the Secretary of Labor may specifically provide for reasonable limitation, variations, tolerances, and exemptions from the requirements thereof.

§ 601.27 Assurances from applicant.

No grant shall be made until the Commissioner has received assurances from the applicant:

(a) That actual construction work will be performed by the lump sum (fixed price) or unit price contract method, that adequate methods of obtaining competitive bidding will be employed prior to awarding the construction contract, and that the award of the contract will be made to the responsible bidder submitting the lowest acceptable bid, which shall be determined without regard to State or local law whereby preference is given on factors other than the amount of the bid;

(b) That the project will not be advertised or placed on the market for bidding until the final plans and specifications have been approved by the Commissioner and the appropriate State agency, and the applicant has been so notified;

(c) That the construction contract will require the contractor to furnish performance and payment bonds, the amount of which shall each be in an amount not less than 50 per centum (50 percent) of the contract price, and to maintain during the life of the contract adequate fire and extended coverage, workmen's compensation, public liability and property damage insurance; proceeds of the performance and payment bonds and the fire and extended coverage insurance shall, in the discretion of the Commissioner, be applied to meet the cost of construction of the project;

(d) That any change in the contract which makes any major alteration in the work required by the plans and specifications, or which raises the cost of the project above the latest estimate approved by the Commissioner will be submitted to the Commissioner for prior approval;

(e) That the construction of the project, including the letting of contracts in connection therewith, shall conform to the applicable requirements of State, territorial, and local laws and ordinances except as provided in paragraph (a) of this section;

(f) That the construction contract will provide that representatives of the Administration and the State will have access to the work wherever it is in preparation or progress and that the contractor will provide proper facilities for such access and inspection;

(g) That the applicant will provide and maintain competent and adequate engineering supervision and inspection at the project to insure that the construction conforms with the approved plans and specifications;

(h) That records will be maintained which fully disclose the total cost of the project, the amount, source and disposition of all funds received for payment of project construction costs, as well as such other records as the Commissioner may prescribe to facilitate an effective audit; such records shall be retained for 3 years following final payment of the Federal share or such other period as the Commissioner shall prescribe;

(i) That all funds granted pursuant to this subpart shall be expended solely for carrying out the approved project;

(j) That the Commissioner and the Comptroller General of the United States, or any of their duly authorized representatives, shall have access, for the purpose of audit and examination, to any books, documents, papers, and records of the grantee that are pertinent to grants received under this subpart, and the grantee shall submit to the Commissioner or the Comptroller General of the United States such documents and information as they may require in connection with the project;

(k) That the applicant will demonstrate to the satisfaction of the Commissioner his ability to pay the remaining cost of the project;

(l) That the applicant will demonstrate to the satisfaction of the Commissioner that he has or will have a fee simple or such other estate or interest in the site of the project, and rights of access, as the Commissioner finds sufficient to assure undisturbed use and possession for the purposes of construction and operation for the estimated life of the project; and in the case of projects serving more than one municipality, that the participating communities have such interests or rights as the Commissioner finds sufficient to assure their undisturbed utilization of the project for the estimated life of the project;

(m) That the declarations, assurances, representations, and statements made by the applicant in the application, and all documents, amendments, and communications filed with the Administration by the applicant in support of its request for a grant, will be fulfilled;

(n) That the applicant will permit the Administration or its authorized agents to have access to the project permanently and the records pertaining to its operation at any reasonable time following the completion of construction for the purpose of inspecting the operation and maintenance of the project;

(o) That the applicant agrees to construct the project or cause it to be constructed in accordance with the application and plans and specifications approved by the Commissioner: *Provided*, That any of these assurances required under this section may be waived, in whole or part (and subject to such conditions as he deems necessary), if the Commissioner finds that the purpose of such assurance is fulfilled.

§ 601.28 Determining the desirability of projects.

In determining the desirability of projects for treatment works and of approving Federal financial aid in connection therewith, the Commissioner shall give consideration to the following:

(a) The relation of the estimated cost of the project, including operation and maintenance, to the public interest and to the necessity for the project;

(b) The propriety of Federal aid in construction of the project;

(c) The public benefits to be derived by the construction of the project;

(d) The related projects requiring completion before full benefit can be derived from the project for which the application is made and the degree to which the completion of the related projects in the near future is assured;

(e) The feasibility of utilizing available facilities; and,

(f) The probability that the project will be constructed and put into operation within a reasonable time.

§ 601.29 Criteria for considering propriety of Federal aid.

In addition to other designated requirements, the propriety of Federal aid

pursuant to section 8(c) of the Federal Act will be determined by the Commissioner on the basis of one or more of the following criteria:

(a) *Effective control.* Whether the project effectively contributes to the control of pollution of the waters into which the project discharges its treated wastes.

(b) *International treaty obligations.* Whether the project is required to control pollution in meeting international treaty obligations or agreements.

(c) *Federal impact.* Whether the project involves a pollution problem affected by (1) Federal installations contributing to the total municipal waste loadings; (2) a water use requirement involving national defense; (3) a Federal water resource development; or (4) an increase in population due to any Federal institution or Federal construction activity which has resulted in an influx of federally connected personnel and which have added to the applicant's requirements for sewage treatment works.

(d) *Public health necessity.* Whether the project involves treatment works required to abate a public health hazard.

(e) *Financial burden.* Whether the municipality can demonstrate that the construction of sewage treatment works involves an extraordinary and excessive financial burden in relation to the municipality's economic resources.

(f) *Enforcement recommendations.* Whether the construction of the sewage treatment is necessitated by recommendations pursuant to section 10 (e) and (f) of the Federal Act.

§ 601.30 Payments.

(a) Installment payments of the Federal grant shall be made upon request of the applicant, shall be based on the cost of the work performed, materials and equipment furnished, and services rendered in connection with an approved project, and may be made as follows:

(1) A first installment when not less than 25 percent of the construction of the project is completed;

(2) A second installment when not less than 50 percent of the construction of the project is completed;

(3) A third installment when not less than 75 percent of the construction of the project is completed; and,

(4) A fourth installment when the project is completed and final inspection by a representative of the Department is made.

(b) Upon written request and a showing of necessity by the applicant, the Commissioner may adopt a different schedule of payments.

(c) The total grant payments for any project shall not exceed the amount of the authorized percent of the actual reasonable cost thereof as determined by the Commissioner at completion of construction of the treatment works.

(d) Where the applicant fails to comply substantially with the requirements of the Federal Act or the regulations in this subpart or with the assurances contained in § 601.27, the Commissioner may, upon giving reasonable notice and opportunity for hearing to the applicant, withhold, in whole or in part, further payments to the applicant pending action based on such hearing or until there is no longer any failure to comply.

§ 601.31 Final settlement.

If an examination or audit discloses that an overpayment has been made to the grantee, the total of such overpayment shall constitute a debt owed by the grantee to the United States and if not paid to the United States shall be recovered from the grantee or its successors by set-off or other action as provided by law.

STEWART L. UDALL,
Secretary of the Interior.

JULY 29, 1967.

[F.R. Doc. 67-9093; Filed, Aug. 3, 1967; 8:47 a.m.]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 921]

FRESH PEACHES GROWN IN DESIGNATED COUNTIES IN WASHINGTON

Approval of Carryover of Unexpended Funds

Consideration is being given to the following proposal submitted by the Washington Fresh Peach Marketing Committee, established under the marketing agreement and Order No. 921 (7 CFR Part 921) regulating the handling of fresh peaches grown in designated counties in Washington, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), as the agency to administer the terms and provisions thereof:

That the Secretary of Agriculture find that unexpended assessment funds, in excess of expenses incurred during the fiscal period ended March 31, 1967, shall be carried over as a reserve in accordance with the applicable provisions of § 921.42 of said marketing agreement and order.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposal shall file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the 10th day after the publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: August 1, 1967.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 67-9130; Filed, Aug. 3, 1967; 8:50 a.m.]

[7 CFR Part 922]

APRICOTS GROWN IN DESIGNATED COUNTIES IN WASHINGTON

Approval of Carryover of Unexpended Funds

Consideration is being given to the following proposal submitted by the Washington Apricot Marketing Committee, established under the marketing agreement, as amended, and Order No. 922, as amended (7 CFR Part 922), regulating the handling of apricots grown in designated counties in Washington, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), as the agency to administer the terms and provisions thereof:

That the Secretary of Agriculture find that unexpended assessment funds, in excess of expenses incurred during the fiscal period ended March 31, 1967, shall be carried over as a reserve in accordance with the applicable provisions of § 922.42 of said marketing agreement and order.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposal should file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the 10th day after the publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: August 1, 1967.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 67-9128; Filed, Aug. 3, 1967; 8:49 a.m.]

[7 CFR Part 923]

SWEET CHERRIES GROWN IN DESIGNATED COUNTIES IN WASHINGTON

Approval of Carryover of Unexpended Funds

Consideration is being given to the following proposal submitted by the Washington Cherry Marketing Committee, established under the marketing agreement and Order No. 923 (7 CFR Part 923) regulating the handling of sweet cherries grown in designated counties in Washington, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), as the agency to administer the terms and provisions thereof:

That the Secretary of Agriculture find that unexpended assessment funds, in excess of expenses incurred during the fiscal period ended March 31, 1967, shall be carried over as a reserve in accordance with the applicable provisions of

§ 923.42 of said marketing agreement and order.

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposal should file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the 10th day after the publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: August 1, 1967.

PAUL A. NICHOLSON,
Deputy Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 67-9129; Filed, Aug. 3, 1967; 8:49 a.m.]

[7 CFR Part 1004]

[Docket No. AO-160-A34]

MILK IN DELAWARE VALLEY MARKETING AREA

Notice of Extension of Time for Filing Exceptions to Recommended Decision on Proposed Amendments to Tentative Marketing Agreement and to Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given that the time for filing exceptions to the recommended decision with respect to the proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Delaware Valley marketing area, which was issued July 25, 1967 (32 F.R. 11039), is hereby extended to August 4, 1967.

Signed at Washington, D.C., on July 31, 1967.

S. R. SMITH,
Administrator.

[F.R. Doc. 67-9090; Filed, Aug. 3, 1967; 8:46 a.m.]

Packers and Stockyards Administration

[9 CFR Part 201]

LIVESTOCK

Purchase by Packers on Carcass Grade and/or Weight Basis; Extension of Time To File Comments

On May 30, 1967, there was published in the FEDERAL REGISTER (32 F.R. 7858) a notice of a proposal to amend the regulations (9 CFR 201.1 et seq.) under the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), by adding a new § 201.99 dealing with the purchase of livestock by packers on a carcass grade, carcass weight, or carcass grade and weight basis. The notice provided that written data, views or arguments concerning the proposed amendment should be filed in duplicate with the Hearing Clerk, U.S. Department of Agriculture, Washington, D.C. 20250, within 30 days from the publication of the notice in the FEDERAL REGISTER. On June 27, 1967, a document was published in the FEDERAL REGISTER (32 F.R. 9101) extending the time for filing such data, views or arguments to and including July 29, 1967.

Pursuant to a request from interested parties, the time for filing written data, views or arguments concerning the proposed amendment is hereby extended to and including August 15, 1967.

Done at Washington, D.C., this 28th day of July 1967.

GLENN G. BIERMAN,
Acting Administrator, Packers and Stockyards Administration.

[F.R. Doc. 67-9091; Filed, Aug. 3, 1967; 8:46 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 121]

FOOD ADDITIVES

Synthetic Organic Colorants in Paper and Paperboard

The Commissioner of Food and Drugs has evaluated data submitted by Synthetic Organic Chemical Manufacturers Association of the United States, 261 Madison Avenue, New York, N.Y. 10016, and other relevant information, and concludes that a food additive regulation should be proposed that would provide for the safe use under certain conditions of synthetic organic colorants in food-packaging paper and paperboard. Accordingly, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(d), 72 Stat. 1787; 21 U.S.C. 348(d)) and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.120), it is proposed that Part 121 be amended by adding to Subpart F a new section as follows:

§ 121.____ Synthetic organic colorants in paper and paperboard.

(a) *Conditions of use.* Synthetic organic colorants may be safely used to impart color to food-packaging paper and paperboard otherwise complying with regulations in this Subpart F if one of the conditions set forth in subparagraphs (1) through (4) of this paragraph plus the conditions set forth in subparagraph (5) of this paragraph are met:

(1) There is a functional barrier between the colored paper or paperboard and the food.

(2) The colorant is listed as a color additive for food use by a regulation in Part 8 of this chapter.

(3) The colored paper or paperboard is used or intended for use in contact with a dry food the surface of which contains no free fat or oil.

(4) The colorant is applied to the paper or paperboard only prior to the sheet-forming operation, the colored paper or paperboard is used or intended for use in contact with food containing not over 2 weight percent of free drainable liquid, and it passes the extraction and discoloration tests described in paragraph (b) of this section.

(5) The colorant contains, if at all, only useful adjuvants that:

(i) Are permitted to be added directly to food by a regulation in Subpart D of this part; or

(ii) Are otherwise permitted in the manufacture of paper and paperboard by a regulation in this Subpart F and are so used as to meet any limitations prescribed by such regulation.

Failure to meet the appropriate conditions prescribed by this paragraph will cause the colorant to be deemed a food additive for which no regulation exists.

(b) *Tests.* The tests referred to in paragraph (a)(4) of this section are as follows:

(1) *Food-simulating solvents.* Food-simulating solvents are chosen from the following table:

Types of food	*Solvent*
I. Nonacid, moist products; may contain salt or sugar or both (pH above 5.0).	Water.[1]
II. Acidic, moist products; may contain salt or sugar or both, and including oil-in-water emulsions of high or low fat content.	Water,[1] citric acid.[2]
III. Moist, acid or nonacid products containing free oil or fat; may contain salt, and including water-in-oil emulsions of high or low fat content.	Water,[1] citric acid,[2][4] lard oil.[3]
IV. Dairy products and modifications	Water,[1] lard oil.[3]
V. Low-moisture fats and oils	Lard oil.[3]
VI. Bakery products, except dry foods	Water,[1] lard oil.[3]
VII. Dry solids with the surface containing no free fat or oil	No end test required.
VIII. Dry solids with the surface containing free fat oil	Lard oil.[3]
XI. Fruits and vegetables, raw	Water.[1]

[1] Water—either distilled or demineralized.
[2] Citric acid solution—20 percent sucrose solution containing 1 percent citric acid adjusted to pH 3.5.
[3] Lard oil—an industrial grade of lard oil is satisfactory.
[4] Omit unless food is acid.

(2) *Drainable liquids in foods.* The test for drainable liquids in food is as follows: A 100-gram sample of the food in question is placed on a 5-inch diameter, U.S. standard sieve No. 8, tilted approximately 30° from the horizontal and drained for 2 minutes at ambient temperatures of not less than 65° F. The weight of the extracted liquid shall not exceed more than 2 weight percent of the original sample.

(3) *Color transfer.* The test for color transfer from treated paper and paperboard ("sandwich test") involves visual comparison against a standard of a moist filter paper held in contact with the colored paper under test for a standard period of time.

(i) *Equipment.* (*a*) Color transfer standard: Color standard No. 4 of the "Official chart for Measuring Transference of Color of the American Association of Textile Chemists and Colorists."

(*b*) Glass-fiber filter paper.

(*c*) Aluminum foil.

(*d*) Tweezers.

(*e*) Appropriate solvents simulating the foods to be contacted by the paper or paperboard under test.

(*f*) Approximately 1-inch squares of the paper or paperboard to be tested, sufficient to provide one square for each of the required food-simulating solvents.

(ii) *Determination of color transfer.* (*a*) Saturate the filter paper in the selected solvent at room temperature (no lower than 65° F.) and place the saturated filter paper, "screen" side up, upon a piece of aluminum foil of appropriate size, handling the filter paper with tweezers.

(*b*) Using tweezers, promptly place the test square upon the wet filter paper being sure that the food-contact side of the test sample is in contact with the filter paper.

(*c*) Complete a four-ply "sandwich" by covering the upper side of the test paper with a cover of aluminum foil of suitable size.

(*d*) Seal the entire sandwich in complete cover of foil or in a polyethylene envelope to prevent loss of solvent during test period.

(*e*) Subject the sandwich to a pressure of 10 pounds per square inch of test paper and maintain the pressure continuously for at least 20 hours.

(*f*) At the conclusion of the contact period remove the pressure, carefully open the envelope, and remove the layers down to the filter paper by use of tweezers.

(*g*) While still wet, compare the filter paper with the color transfer standard. If the color of the filter paper is not darker than the color transfer standard, the colorant shows no significant migration and meets the transfer test.

(4) *Brightening-agent transfer.* The test for brightening-agent transfer from treated paper and paperboard involves a visual comparison under ultraviolet light of a moist filter paper held in contact with the colored test paper for a period of time against a spot containing a known amount of fluorescent brightening agent.

(i) *Equipment.* (*a*) Glass-fiber filter paper.

(*b*) Aluminum foil.

(*c*) Tweezers.

(*d*) Appropriate solvents simulating the foods to be contacted by the paper or paperboard under test.

(*e*) Approximately 1-inch squares of the paper or paperboard to be tested, sufficient to provide one square for each of the required food-simulating solvents.

(*f*) Fluorescent brightening-agent transfer standard: Prepare solution 1 as an aqueous solution of 10–50 milligrams per liter of Fluorescent Brightening Agent 28 and determine its absorbance in a 1-centimeter cell at a wavelength of 350 millimicrons in a suitable spectrophotometer against distilled water in the blank cell. Prepare a working solution by weighing out another amount of the brightening agent equal to:

$$\frac{11.8 \times \text{concentration (grams per liter) of brightening agent in solution 1}}{\text{Absorbance at 350 millimicrons}}$$

Transfer this amount to an actinic 500-milliliter volumetric flask. Make to volume and mix thoroughly as solution 2. Dilute 5 milliliters of solution 2 to 100 milliliters volumetrically with distilled water as solution 3. Dilute 10 milliliters of solution 3 to 100 milliliters with distilled water using an actinic flask for the preparation of solution 4 as the working-standard solution.

(ii) *Determination of fluorescent brightening-agent transfer.* (*a*) Using the "sandwich" technique described in subparagraph (3) of this paragraph, extract the brightening agent from the test paper onto the moist filter paper.

(*b*) Place a drop of approximately 0.05 milliliter of the working standard solution (solution 4) on another glass-fiber filter paper and let dry. Moisten this spot with the same food-simulating solvent as used on the test paper and compare the standard spot with the moist filter paper under ultraviolet light. If the fluorescence of the test sample does not exceed the fluorescence of the standard spot, the fluorescent brightening agent shows no significant migration and meets the transfer test.

(5) *Test for the discoloration of colorants.* Prepare a solution (or suspension) containing approximately 10 milligrams colorant in 1 liter of the food-simulating solvent. Measure the absorbance of the solution at a suitable wavelength. Hold the solution at room temperature in the dark for 20 hours, then again measure absorbance at the predetermined wavelength. This test is repeated for each of the three food-simulating solvents (water, 1 percent citric acid solution, and lard oil), described in the footnotes to the table in subparagraph (1) of this paragraph. If with any solvent the absorbance after 20 hours dark storage is 10 percent or more below the original absorbance, the colorant may not be used in paper or paperboard intended for use in contact with food except for dry food of type VII identified in the table in subparagraph (1) of this paragraph.

All interested persons are invited to submit their views in writing, preferably in quintuplicate, regarding this proposal. Such views and comments should be addressed to the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, within 30 days following the date of publication of this notice in the FEDERAL REGISTER. Comments may be accompanied by a memorandum or brief in support thereof.

Dated: July 28, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-9143; Filed, Aug. 3, 1967; 8:51 a.m.]

DEPARTMENT OF TRANSPORTATION

Federal Aviation Administration

[14 CFR Part 39]

[Docket No. 8309]

AIRWORTHINESS DIRECTIVES

British Aircraft Corporation Model BAC 1–11 200 and 400 Series Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to British Aircraft Corp. Model BAC 1–11 200 and 400 Series airplanes. There have been several instances of corrosion being found within the bore of the magnesium bearing housing in the flap secondary transmission system. Heavy corrosion deposits in this area can interfere with the free operation of the bearing and in extreme cases penetrate the exterior on the underside. Since this condition is likely to exist or develop in other aircraft of the same type design, the proposed airworthiness directive would require periodic inspection of the support bearings in the flap secondary transmission shafting and the replacement of corroded bearing housings with unused magnesium bearing housings until the magnesium housing is replaced with an aluminum alloy housing.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. All communications received on or before September 5, 1967, will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for

comments, in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, and 1423).

In consideration of the foregoing, it is proposed to amend § 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

BRITISH AIRCRAFT. Applies to Model BAC 1-11, 200 and 400 Series airplanes.

Compliance required as indicated.

To prevent deterioration of the secondary flap transmission system due to corrosion in the magnesium bearing housings, accomplish the following:

(a) Within the next 250 hours' time in service after the effective date of this AD for airplanes with 2,750 or more hours' time in service, or for airplanes with less than 2,750 hours' time in service as of the effective date of this AD before the accumulation of 3,000 hours' time in service, and thereafter at intervals not to exceed 600 hours' time in service from the last inspection, visually inspect the support bearings in the flap secondary transmission shafting for signs of corrosion or stiffness in accordance with British Aircraft Corp. BAC 1-11 Alert Service Bulletin No. 27-A-PM 2757, Issue 1, or later ARB-approved issue, or an FAA-approved equivalent.

(b) If signs of corrosion or stiffness are found during the inspection required by paragraph (a), remove and dismantle the affected bearing assembly and inspect the interior of the bearing housing. If any corrosion is found, replace bearing housing before further flight with an unused magnesium bearing housing of the same part number or with an aluminum alloy bearing housing, in accordance with BAC 1-11 Service Bulletin No. 27-PM 2757 or later ARB-approved issue, or an FAA-approved equivalent.

(c) The repetitive inspections required by paragraph (a) may be made at intervals not to exceed 3,000 hours' time in service from the last inspection after the bearing assembly has been inspected in accordance with paragraph (b) and reassembled with the original magnesium bearing housing or an unused replacement magnesium bearing housing and the space between the bushings is coated with Jointing Compound J.C. 5A (VX3-100/200) or U.S. equivalent Hylomar SQ32(L) or SQ32(M).

(d) When a particular magnesium bearing housing is replaced with an aluminum alloy bearing housing in accordance with BAC 1-11 Service Bulletin 27-PM 2757 or later ARB-approved issue, or an FAA-approved equivalent, the repetitive inspection of that support bearing required by paragraph (a) may be discontinued.

Issued in Washington, D.C., on July 27, 1967.

R. S. SLIFF,
Acting Director,
Flight Standards Service.

[F.R. Doc. 67-9085; Filed, Aug. 3, 1967; 8:46 a.m.]

[14 CFR Part 39]

[Docket No. 67-SO-75]

AIRWORTHINESS DIRECTIVES

Piper PA-28 and PA-32 Series Airplanes

The Federal Aviation Administration is considering amending Part 39 of the Federal Aviation Regulations by adding an airworthiness directive applicable to Piper PA-28 and PA-32 series airplanes. There have been numerous reports of the fuel tank sealant (sloshing compound) deterioration in the main fuel tanks on these aircraft. Airworthiness Directive 67-16-2 was issued to require periodic recurrent fuel tank inspections to detect loose sealant in the tanks. The aircraft manufacturer has developed a procedure to reseal the tanks where sealant has been found to be peeling. After satisfactory completion of tank inspections in accordance with this proposed airworthiness directive, the repetitive inspections which are now required will be dropped. Amendment 39-418 (Airworthiness Directive 67-16-2) will be superseded by this proposed rule when adopted.

Interested persons are invited to participate in the making of the proposed rule by submitting such written data, views, or arguments as they may desire. Communications should identify the docket number and be submitted in duplicate to the Federal Aviation Administration, Office of the Regional Counsel, Attention: Rules Docket, Post Office Box 20636, Atlanta, Ga. 30320. All communications received within 30 days after publication in the FEDERAL REGISTER will be considered by the Administrator before taking action upon the proposed rule. The proposals contained in this notice may be changed in the light of comments received. All comments will be available, both before and after the closing date for comments in the Rules Docket for examination by interested persons.

This amendment is proposed under the authority of sections 313(a), 601, and 603 of the Federal Aviation Act of 1958 (49 U.S.C. 1354(a), 1421, 1423).

In consideration of the foregoing, it is proposed to amend Section 39.13 of Part 39 of the Federal Aviation Regulations by adding the following new airworthiness directive:

PIPER. Applies to Model PA-28-140 airplanes, Serial Numbers 28-20913 through 28-22917; Model PA-28-150, PA-28-160, PA-28S-160, PA-28-180, PA-28S-180 airplanes, Serial Numbers 28-2533 through 28-3979; Model PA-28-235 airplanes, Serial Numbers 28-10676 through 28-10891; Model PA-32-260 airplanes, Serial Numbers 32-04, 32-17 through 32-861; Model PA-32-300, PA-32S-300 airplanes, Serial Numbers 32-15, 32-40000 through 32-40239.

Compliance required as indicated.

To prevent the possibility of restricting fuel flow through the fuel system screens and filters caused by sealing material film (sloshing compound) which has peeled from the inner surfaces of the main fuel tanks, accomplish the following:

(a) Within the next 50 hours' time in service after the effective date of this AD, unless already accomplished within the last 50 hours' time in service, inspect the entire interior of both main fuel tanks for sealing material film which has separated from or is loosely attached to the tank interior surfaces. Inspection may be accomplished through the filler neck without removing the tank from the aircraft, but the tank should be completely drained and dried. Exert precautions usually followed around explosive vapors.

(b) Remove all separated and loosely attached material from the tank interior.

(c) If no loose or separated material is found in aircraft having less than 1,000 hours' time in service repeat the inspection prescribed in (a) above at intervals not to exceed 100 hours' time in service from the last inspection. The inspections may be discontinued after the third inspection (including the initial inspection prescribed in (a) above) or at 1,000 hours' total time in service if no peeling has been found. Small scrapes in the film adjacent to the filler neck may be disregarded provided there is no indication of peeling.

(d) If no loose or separated material is found in aircraft having 1,000 hours' or more time in service it will not be necessary to inspect after the initial inspection prescribed in (a) above.

(e) If loose or separated material was found at any time, prior to but not later than the next 50 hours' time in service after the effective date of this AD remove the tank from the airplane and reseal in accordance with Piper Service Bulletin No. 251 and with instructions contained in Piper Kit No. 921-388V, or an equivalent method approved by Chief, Engineering and Manufacturing Branch, Federal Aviation Administration, Southern Region. Following resealing, conduct the inspection prescribed in (a) above at intervals not to exceed 100 hours' time in service. These inspections may be discontinued after the second inspection if no further peeling is found. Small scrapes in the film adjacent to the filler neck may be disregarded provided there is no indication of peeling.

Aircraft log record entry must be made to reflect AD compliance in accordance with FAR 43.9.

The inspection time intervals (other than for the initial inspection) may be adjusted up to a maximum of 10 hours to coincide with aircraft annual or 100-hour scheduled inspections.

This supersedes Amendment 39-418 (32-7205), AD 67-16-2.

(Piper Service Bulletin No. 251 dated July 6, 1967, pertains to this same subject.)

Issued in East Point, Ga., on July 27, 1967.

GORDON A. WILLIAMS, Jr.,
Acting Director, Southern Region.

[F.R. Doc. 67-9086; Filed, Aug. 3, 1967; 8:46 a.m.]

[14 CFR Part 75]

[Airspace Docket No. 67-WE-30]

JET ROUTE

Proposed Extension

The Federal Aviation Administration is considering an amendment to Part 75 of the Federal Aviation Regulations that would extend Jet Route No. 11 from Phoenix, Ariz., to Tucson, Ariz., via the intersection of the Phoenix 161° T (147° M) and the Tucson 316° T (303° M) radials. This extended segment of J-11 would provide a bypass route for high altitude air traffic operating at altitudes between 18,000 MSL and FL-240 during the periods when Williams I Intensive Student Jet Training Area is being used for its established purpose.

Interested persons may participate in the proposed rule making by submitting such written data, views, or arguments as they may desire. Communications should identify the airspace docket number and be submitted in triplicate to the Director, Western Region, Attention:

Chief, Air Traffic Division, Federal Aviation Administration, 5651 West Manchester Avenue, Post Office Box 90007, Los Angeles, Calif. 90009. All communications received within 45 days after publication of this notice in the FEDERAL REGISTER will be considered before action is taken on the proposed amendments. The proposals contained in this notice may be changed in the light of comments received.

An official docket will be available for examination by interested persons at the Federal Aviation Administration, Office of the General Counsel, Attention: Rules Docket, 800 Independence Avenue SW., Washington, D.C. 20590. An informal docket also will be available for examination at the office of the Regional Air Traffic Division Chief.

This amendment is proposed under the authority of section 307(a) of the Federal Aviation Act of 1958 (49 U.S.C. 1348).

Issued in Washington, D.C., on July 28, 1967.

T. MCCORMACK,
Acting Chief, Airspace and Air Traffic Rules Division.

[F.R. Doc. 67-9087; Filed, Aug. 3, 1967; 8:46 a.m.]

CIVIL AERONAUTICS BOARD

[14 CFR Part 217]

[Docket No. 18854; EDR-122]

REPORTING DATA PERTAINING TO CIVIL AIRCRAFT CHARTERS PERFORMED BY FOREIGN AIR CARRIERS

Notice of Proposed Rule Making

AUGUST 1, 1967.

Notice is hereby given that the Civil Aeronautics Board has under consideration promulgation of new Part 217 of the Economic Regulations which would require the reporting of civilian charter travel information by all foreign air carriers in a new CAB Form 217 report, to be submitted quarterly.

The principal features of the proposed new rule are described in the attached Explanatory Statement and the proposed new part is set forth in the attached Proposed Rule. The new part is proposed under authority of section 204(a) and in application and interpretation of section 402 of the Federal Aviation Act of 1958, as amended (72 Stat. 743, 757; 49 U.S.C. 1324, 1372).

Interested persons may participate in the proposed rule making through submission of 10 copies of written data, views, or arguments pertaining thereto, addressed to the Docket Section, Civil Aeronautics Board, Washington, D.C. 20428. All relevant material received on or before September 5, 1967, will be considered by the Board before taking final action on the proposed rule. Copies of such communications will be available for examination by interested persons in the Docket Section of the Board, Room 710, Universal Building, 1825 Connecticut Avenue NW., Washington, D.C., upon receipt thereof.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

Explanatory statement. Civilian charter operations are taking on an increasingly important role in air transportation. The Board presently has only limited reporting requirements as to the nature and volume of charter operations and these relate primarily to the total charter operations of the certificated supplemental and route carriers. With respect to foreign air carriers, the only reporting of charter operations that is presently required relates to those carriers whose permits authorize charter transportation only, and the data called for are limited to the date of trip, the points served and the number of round-trip and one-way passengers (§ 214.5 of the Board's Economic Regulations).

By EDR-116 issued May 11, 1967 (32 F.R. 7343), the Board has proposed to require the certificated supplemental and route carriers to file recurrent reports of data concerning the type and volume of charters performed on a point-to-point basis in a new schedule T-6 of CAB Form 41. To alleviate further the basic information deficiency concerning civil charters performed to or from the United States—by foreign air carriers as well as by U.S. air carriers—the Board proposes to require a similar reporting requirement with respect to foreign air carriers concerning their charter operations to or from the United States. We shall, however, exempt from the part those foreign air carriers holding permits authorizing casual, occasional and infrequent flights with small aircraft in transborder operations. Flight and traffic data for such operations would have very limited value, incommensurate with the burden on these small carriers which such reports would entail. The details of the new reporting form appear in the proposed rule.

Proposed rule. The Board proposes to amend Chapter II of Title 14 of the Code of Federal Regulations (14 CFR) by adding new Part 217 to Subchapter A—Economic Regulations, and new CAB Form 217, to read as follows:

PART 217—REPORTING DATA PERTAINING TO CIVIL AIRCRAFT CHARTERS PERFORMED BY FOREIGN AIR CARRIERS

Sec.
217.1 Definitions.
217.2 Applicability.
217.3 Report of Civil Aircraft Charters Performed by Foreign Air Carriers.
217.4 Extension of filing time.
217.5 Certification.
217.6 Reporting instructions.

§ 217.1 Definitions.

As used in this part:

"Foreign air carrier" means a carrier which holds a permit under section 402 of the Act.

"Small aircraft" means aircraft with a gross take-off weight of 12,500 pounds or less.

§ 217.2 Applicability.

This part applies to foreign air carriers which are authorized to perform civil aircraft charters to or from the United States: *Provided, however,* That foreign air carriers holding permits authorizing casual, occasional, and infrequent flights with small aircraft across the border between the United States and a contiguous nation shall not be subject to the requirements of this part.

§ 217.3 Report of Civil Aircraft Charters Performed by Foreign Air Carriers.

(a) Each foreign air carrier shall file CAB Form 217 entitled "Report of Civil Aircraft Charters Performed by Foreign Air Carriers" in accordance with the provisions of this part and in the manner set forth in said form which is made a part hereof and annexed hereto.[1]

(b) CAB Form 217 shall be prepared for the quarters ending March 31, June 30, September 30, and December 31 of each calendar year. Form CAB 217 shall be completed in triplicate and filed with the Board (i.e., postmarked) not more than 40 days after the end of each calendar quarter, and shall be addressed to the Civil Aeronautics Board, Attention of the Bureau of Accounts and Statistics, Washington, D.C. 20428.

§ 217.4 Extension of filing time.

If circumstances prevent the filing of a report within the prescribed time limit, consideration will be given to the granting of an extension upon receipt of a written request therefor. Such a request must give a sufficient reason for granting the extension, set forth the date when the report can be filed, and be submitted sufficiently in advance of the due date to permit proper time for consideration and communication to the foreign air carrier of the action taken. Except in cases of emergency, no request for extension will be entertained which is not received in sufficient time to enable the Board to pass thereon before the prescribed due date. If a request is denied, the foreign air carrier remains subject to the filing requirements to the same extent as if no request for extension had been made.

§ 217.5 Certification.

The certificate contained in CAB Form 217 shall be executed by the officer in charge of the carrier's accounts and shall apply to all reports of civil aircraft charters and supporting documents, if any, filed therewith.

§ 217.6 Reporting instructions.

(a) A complete report shall be made on this form for the overall or system operations conducted by a foreign air carrier to or from the United States.

(b) Separate reports of civil aircraft charters shall be filed for each of the below-named types of charter contracts

[1] Form filed as part of original document.

and the type shall be inserted opposite the caption "Type of Charter."

(1) Single entity charter, as defined in Part 214 of the Board's Economic Regulations.

(2) Pro rata charter, as defined in Part 214 of the Board's Economic Regulations. Mixed charters, as defined in Part 214, are to be reported as pro rata charters.

(3) All-cargo charter.

(4) Inclusive tour charter, as defined in Part 378 of the Board's Special Regulations.

(5) Split charter, as defined in § 214.2(b)(2) of the Board's Economic Regulations by carriers subject to Part 214. For reporting purposes, a split charter is to be listed as one flight, and listed only on the split charter report even though a portion of the split charter may be pro rata and the other portion single entity.

(c) Each flight shall be reported in the quarter in which its performance actually began. If the contract calls for more than one flight, each of the flights shall be reported in the quarter in which the particular flight actually began.

(d) All points included in the report shall be identified by the three-letter airport code used in the Official Airline Guide.

(e) Columns 1 and 2 shall reflect the origination and destination, respectively, of the charter flight. For round-trip charters, the origin point shall be shown also as the destination point.

(f) Column 3 shall reflect the number of flights which began in the current quarter. Columns 4 and 5 shall reflect, respectively, the aggregate number of seats and the aggregate cargo capacity in tons contracted for on the flights reported in column 3. Round trips shall be reported as a single service without breakdown by directional components.

(g) Columns 6 through 12 shall reflect the intermediate points (where a portion of the charter traffic is either enplaned or deplaned) in operating sequence between origin and destination. On round-trip flights, all stopover points other than the common origin and destination shall be shown as intermediate points. Indicate instances where there is a break in air transportation, such as surface travel, by placing an asterisk between the pairs of points where such a break occurs.

[F.R. Doc. 67-9108; Filed, Aug. 3, 1967; 8:51 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR Part 73]

[Docket No. 17496]

TABLE OF ASSIGNMENTS

UHF Television Broadcast Channel, Baytown, Tex.; Order Extending Time For Filing Comments and Reply Comments

In the matter of amendment of the Table of Assignments in section 73.606(b) of the Commission rules and regulations to assign a UHF television broadcast channel to Baytown, Tex., Docket No. 17496, RM-1084.

1. A notice of proposed rule making was released by the Commission on June 9, 1967, in this docket inviting comments on a proposal of several petitioners (George Chandler, H. W. Kilpatrick, III, W. T. Jones, Jr., Richard Park, and Mrs. Hellen Nelson), to assign television broadcast Channel 50 to Baytown, Tex. In a subsequent order, released July 12, 1967, the time for filing comments on the proposal was extended to August 14, 1967, and to August 24, 1967, for filing replies to comments. This action was in response to a request of these petitioners for an extension to September 5, 1967, for filing comments, and to September 15, 1967, for filing reply comments. In the petition before us, filed July 27, 1967, these petitioners again request that the time for filing comments and reply comments in this proceeding be extended to September 5, 1967, and to September 15, 1967, respectively.

2. Petitioners state that the additional time requested is needed because, while they have been endeavoring to meet the present August deadline for comments, due to the extent of the undertaking, they will be unable to complete the task by that time.

3. In acting on the previous petition for extension of time filed by petitioners, we were of the view that the additional time provided would be sufficient to permit the preparation and filing of meaningful comments directed to the proposal under consideration and the questions raised in the rule making notice. In view of the representations of petitioners at this time, as well as the recognized complexity of questions upon which comment is sought in the rule making notice, we now feel that further extending the closing date for comments, as requested, is warranted in the public interest.

4. *Accordingly, it is ordered*, That the aforesaid petition of George Chandler, H. W. Kilpatrick, III, W. T. Jones, Jr., Richard Park, and Mrs. Hellen Nelson is granted; that the time for filing comments herein is extended from August 14, 1967, to September 5, 1967; and that the time for filing reply comments is extended from August 24, 1967, to September 15, 1967.

5. This action is taken pursuant to authority found in sections 4(i), 5(d)(1), and 303(r) of the Communications Act of 1934, as amended, and § 0.281(d)(8) of the Commission's rules and regulations.

Adopted: July 28, 1967.

Released: August 1, 1967.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN P. WAPLE,
Secretary.

[F.R. Doc. 67-9110; Filed, Aug. 3, 1967; 8:48 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Office of the Secretary

[Order No. 2882, Amdt. 3]

CONGRESS OF MICRONESIA, TRUST TERRITORY OF PACIFIC ISLANDS

Legislative Authority

Whereas, on September 28, 1964, the Secretary of the Interior promulgated Secretarial Order No. 2882 (30 F.R. 7765, and amended at 31 F.R. 9138) creating the Congress of Micronesia and granting legislative authority thereto; and

Whereas, section 24 of the said Order 2882 provides that the Congress may recommend amendments to the Secretary of the Interior by a two-third majority vote of the membership of each House; and

Whereas, the Congress of Micronesia adopted Senate Joint Resolution No. 43 requesting that Order No. 2882 be amended so as to require the passage of bills by the majority votes of all members of each House; and

Whereas, provision needs to be made for the conduct of biennial elections in the event a natural disaster or other Act of God should prevent balloting on the appointed day; and

Whereas, a further clarification of the appropriation power of the Congress appears to be desirable;

Now therefore, Secretarial Order No. 2882 is amended in the following particulars, the amendments to become effective immediately:

1. Section 17(b) of the said Order No. 2882 is hereby amended to read as follows:

Section 17(b) *Reading of bills—Passage.* A bill in order to become a law shall pass two readings in each House, on separate days, the final passage of which in each House shall be by a majority vote of all the members of such House, which vote shall be entered upon the journal.

2. Section 9 of the said Order No. 2882 is hereby amended to read as follows:

Section 9. *General elections.* General elections shall be held biennially in each even-numbered year on the first Tuesday following the first Monday in November: *Provided,* That in the event of a natural disaster or other Act of God, the effect of which precludes holding the election on the foregoing date, the High Commissioner, with the approval of the Secretary of the Interior, may proclaim a later election date in the affected election district or districts. All elections shall be held in accordance with such procedures as this order and the laws of the Trust Territory may prescribe. Legislators shall be chosen by secret ballot of the qualified electors of their respective district.

3. Section 5 of the said Order No. 2882 is hereby amended to read as follows:

Section 5. *Budget.* Money bills enacted by the Congress of Micronesia shall not provide for the appropriation of funds in excess of such amounts as are available from revenues raised pursuant to the tax laws and other revenue laws of the Trust Territory: *Provided,* That income derived from the provision of air and sea transportation services; reimbursements from public works sales and services; and income from the operation of water, power, sewerage, and communications services shall be applied against the costs of providing those services and shall not be considered to be revenues within the meaning of this order. Prior to his final submission to the Secretary of the Interior of requests for Federal funds necessary for the support of governmental functions in the Trust Territory, the High Commissioner shall prepare a preliminary budget plan. He shall submit such plan to the Congress of Micronesia in joint session for its review and recommendations with respect to such portions as relate to expenditures of funds proposed to be appropriated by the Congress of the United States. With respect to such portions of the preliminary budget plan, the High Commissioner shall adopt such recommendations of the Congress as he may deem appropriate, but he shall transmit to the Secretary of the Interior all recommendations he has not adopted.

STEWART L. UDALL,
Secretary of the Interior.

JULY 29, 1967.

[F.R. Doc. 67-9075; Filed, Aug. 3, 1967; 8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

SALES OF CERTAIN COMMODITIES

August Sales List

Notice to buyers. Pursuant to the policy of Commodity Credit Corporation issued October 12, 1954 (19 F.R. 6669), and subject to the conditions stated therein as well as herein, the commodities listed below are available for sale and, where noted, for redemption of payment-in-kind certificates on the price basis set forth.

The U.S. Department of Agriculture announced the prices at which CCC commodity holdings are available for sale beginning at 3 p.m., e.d.t., on July 31, 1967, and, subject to amendment, continuing until superseded by the September Monthly Sales List.

The following commodities are available: cotton (upland and extra long staple), wheat, corn, oats, barley, rye, rice, grain sorghum, peanuts, flax, dry edible beans, tung oil, butter, cheese, and nonfat dry milk.

The only change in the list for August is the withdrawal of linseed oil.

With the 1967-crop marketing year beginning August 1 for cotton and rice, the August list includes formula minimum pricing for these commodities based on 1967 price-support loan rates.

Information on the availability of commodities stored in Commodity Credit Corporation bin sites may be obtained from ASCS State offices shown at the end of the sales list, and for commodities stored at other locations from ASCS commodity and grain offices also shown at the end of the list.

Corn, oats, barley, or grain sorghum, as determined by CCC, will be sold for unrestricted use for "Dealers' Certificates" issued under the emergency livestock feed program. Grain delivered against such certificates will be sold at the applicable current market price, determined by CCC.

In the following listing of commodities and sales prices or method of sales, "unrestricted use" applies to sales which permit either domestic or export use and "export" applies to sales which require export only. CCC reserves the right to determine the class, grade, quality, and available quantity of commodities listed for sale.

The CCC Monthly Sales List, which varies from month to month as additional commodities become available or commodities formerly available are dropped, is designed to aid in moving CCC's inventories into domestic or export use through regular commercial channels.

If it becomes necessary during the month to amend this list in any material way—such as by the removal or addition of a commodity in which there is general interest or by a significant change in price or method of sale—an announcement of the change will be sent to all persons currently receiving the list by mail from Washington. To be put on this mailing list, address: Director, Procurement and Sales Division, Agricultural Stabilization and Conservation Service, U.S. Department of Agriculture, Washington, D.C. 20250.

Interest rates per annum under the CCC Export Credit Sales Program (Announcement GSM-3 or 4) for August 1967 are 5½ percent for U.S. bank obligations and 6½ percent for foreign bank obligations. Commodities now eligible for financing under the CCC Export Credit Sales Program include wheat, wheat flour, barley, bulgur, corn, cornmeal, grain sorghum, upland and extra long staple cotton, tobacco, cottonseed oil, soybean oil, dairy products, dry edible beans, and tallow. Commodities purchased from CCC may be financed for export as private stocks under Announcement GSM-4.

Information on commodities available under Title I, Public Law 480, private trade agreements, and current information on interest rates and other phases of the program may be obtained from the Office of the General Sales Manager, Foreign Agricultural Service, U.S. Depart-

ment of Agriculture, Washington, D.C. 20250.

The following commodities are currently available for new and existing barter contracts: Oats, cotton (upland and extra long staple), and tobacco. Wheat and grain sorghum are also available under conditions noted in the individual commodity listings. (In addition, free market stocks of corn, grain sorghum, wheat, wheat flour, tobacco, cottonseed, and soybean oils are eligible for barter programming under barter contracts covering procurements for Federal agencies that will reimburse CCC except that Hard Red Winter, Hard Red Spring, and durum wheats, and flour produced from those wheats, may not be exported through west coast ports. Also new export sales of wheat under barter contracts may not provide for white wheat to be exported off the west coast prior to August 15, 1967.)

The CCC will entertain offers from responsible buyers for the purchase of any commodity on the current list. Offers accepted by CCC will be subject to the terms and conditions prescribed by the Corporation. These terms include payment by cash or irrevocable letter of credit before delivery of the commodity, and the conditions require removal of the commodity from CCC stocks within a reasonable period of time. Where sales are for export, proof of exportation is also required, and the buyer is responsible for obtaining any required U.S. Government export permit or license. Purchases from CCC shall not constitute any assurance that any such permit or license will be granted by the issuing authority.

Applicable announcements containing all terms and conditions of sale will be furnished upon request. For easy reference a number of these announcements are identified by code number in the following list. Interested persons are invited to communicate with the Agricultural Stabilization and Conservation Service, USDA, Washington, D.C. 20250, with respect to all commodities or—for specified commodities—with the designated ASCS commodity office.

Commodity Credit Corporation reserves the right to amend from time to time, any of its announcements. Such amendments shall be applicable to and be made a part of the sale contracts thereafter entered into.

CCC reserves the right to reject any or all offers placed with it for the purchase of commodities pursuant to such announcements.

CCC reserves the right to refuse to consider an offer, if CCC does not have adequate information of financial responsibility of the offerer to meet contract obligations of the type contemplated in this announcement. If a prospective offerer is in doubt as to whether CCC has adequate information with respect to his financial responsibility, he should either submit a financial statement to the office named in the invitation prior to making an offer, or communicate with such office to determine whether such a statement is desired in his case. When satisfactory financial responsibility has not been established, CCC reserves the right to consider an offer only upon submission by offerer of a certified or cashier's check, a bid bond, or other security, acceptable to CCC, assuring that if the offer is accepted, the offerer will comply with any provisions of the contract with respect to payment for the commodity and the furnishing of performance bond or other security acceptable to CCC.

Disposals and other handling of inventory items often result in small quantities at given locations or in qualities not up to specifications. These lots are offered by the appropriate ASCS office promptly upon appearance and therefore, generally, they do not appear in the Monthly Sales List.

On sales for which the buyer is required to submit proof to CCC of exportation, the buyer shall be regularly engaged in the business of buying or selling commodities and for this purpose shall maintain a bona fide business office in the United States, its territories or possessions and have a person, principal or resident agent upon whom service of judicial process may be had.

Prospective buyers for export should note that generally, sales to U.S. Government agencies, with only minor exceptions will constitute domestic unrestricted use of the commodity.

Commodity Credit Corporation reserves the right, before making any sales, to define or limit export areas.

The Department of Commerce, Bureau of International Commerce, pursuant to regulations under the Export Control Act of 1949, prohibits the exportation or reexportation by anyone of any commodities under this program to Cuba, the Soviet Bloc or Communist-controlled areas of the Far East including Communist China, North Korea, and the Communist-controlled area of Viet Nam except under validated license issued by the U.S. Department of Commerce, Bureau of International Commerce.

For all exportations, one of the destination control statements specified in Commerce Department Regulations (Comprehensive Export Schedule, § 379.10(c)) is required to be placed on all copies of the shipper's export declaration, all copies of the bill of lading, and all copies of the commercial invoices. For additional information as to which destination control statement to use, the exporter should communicate with the Bureau of International Commerce or one of the field offices of the Department of Commerce.

Exporters should consult the applicable Commerce Department regulations for more detailed information if desired and for any changes that may be made therein.

Sales Price or Method of Sale

WHEAT, BULK

Unrestricted use.

A. *Storable.* All classes of wheat in CCC inventory are available for sale at market price but not below 115 percent of the 1967 price-support loan rate for the class, grade, and protein of the wheat plus the markup shown in C below applicable to the type of carrier involved.

B. *Nonstorable.* At not less than market price, as determined by CCC.

C. *Markup and examples (dollars per bushel—in-store).*[3]

Markup in-store received by—		Examples—Agricultural Act of 1949; Stat. minimum
Truck	Rail or barge	
$0.5¢	$0.03	Minneapolis—No. 1 DNS ($1.55) 115 percent +$0.03; $1.82. Portland—No. 1 SW ($1.44) 115 percent +$0.03; $1.69. Kansas City—No. 1 HRW ($1.43) 115 percent +$0.03; $1.68. Chicago—No. 1 RW ($1.47) 115 percent +$0.03; $1.73.

Export.

A. CCC will sell limited quantities of Hard Red Winter and Hard Red Spring wheat at west coast ports at domestic market price levels for export under Announcement GR-345 (Revision III, July 6, 1962, as amended) as follows:

(1) Notice of foreign sale must be furnished CCC within 5 calendar days after purchase.

(2) Sales will be made only to fill dollar market sales abroad and exporter must show export from the west coast to a destination west of the 170th meridian, west longitude, and east of the 60th meridian, east longitude, and to countries on the west coast of Central and South America.

B. CCC will sell wheat for export under Announcement GR-261 (Revision III, Jan. 9, 1961, as amended and supplemented) subject to the following:

(1) All classes will be sold subject to offers which include the price at which the buyer proposes to purchase the wheat.

(2) All classes will be sold to fill dollar market sales abroad and exporter must show export from the west coast to a destination within the geographical limitation shown in A(2) above.

(3) All classes will be sold for application to barter contracts entered into pursuant to invitations for barter offers dated prior to 3:30 p.m., e.d.t., on August 26, 1966. However, CCC-owned wheat will not be sold for barter at west coast ports nor will evidence of export at west coast ports be acceptable under a sale for barter.

C. Announcement GR-262 (Revision II, Jan. 9, 1961, as amended) for export as flour as follows: All classes will be sold for application to barter contracts entered into pursuant to invitations for barter offers dated prior to 3:30 p.m., e.d.t., on August 26, 1966. However, sales for barter will not be made at west coast ports nor will evidence of export from west coast ports be acceptable under a sale for barter pursuant to this announcement.

D. CCC will not sell wheat under Announcement GR-346 until further notice.

Available. Evanston, Kansas City, Minneapolis, and Portland ASCS offices.

CORN, BULK

Unrestricted use.

A. *Redemption of domestic payment-in-kind certificates.* Such CCC dispositions of corn as CCC may designate will be in redemption of certificates or rights represented by pooled certificates under a feed grain program. The price at which corn shall be valued for such dispositions shall be the market price as determined by CCC, but not less than 115 percent of the applicable 1966 price-support loan rate[3] for the class, grade, and quality of the corn plus the markup shown in C of this unrestricted use section.

B. *General sales.*

1. *Storable.* Such CCC dispositions of storable corn as CCC may designate as general sales will be made during the month at mar-

Footnotes at end of document.

ket price, as determined by CCC, but not less than the Agricultural Act of 1949 formula minimum price for such sales which is 105 percent of the applicable 1966 price support rate[3] (published loan rate plus 19 cents per bushel) for the class, grade, and quality of the corn, plus the markup shown in C of this unrestricted use section.

2. *Nonstorable.* At not less than market price as determined by CCC.

C. *Markups and examples (dollars per bushel in-store[1] basis No. 2 Yellow Corn 14 percent M.T. 2 percent F.M.).*

Markup in-store received by—	Examples
Truck	
$0.17½	Feed grain program domestic PIK certificate minimums: McLean County, Ill. ($1.01+$0.03) 115 percent +$0.17½; $1.37½. Agricultural Act of 1949; stat. minimums: McLean County, Ill. ($1.01+$0.19 +$0.03); 105 percent +$0.17½; $1.47½.

Available. Evanston, Kansas City, Minneapolis, and Portland ASCS grain offices.

Export.

Corn from CCC inventory is not available for export sale.

GRAIN SORGHUM (BULK)

Unrestricted use.

A. *Redemption of domestic payment-in-kind certificates.* Such CCC dispositions of grain sorghum as CCC may designate will be in redemption of certificates or rights represented by pooled certificates under a feed grain program. The minimum price at which grain sorghum shall be valued for such dispositions shall be market price, as determined by CCC, but not less than 115 percent of the applicable 1966 price-support loan rate[3] for the class, grade, and quality of the grain sorghum, plus the markup shown in C of this unrestricted use section applicable to the type of carrier involved.

B. *General sales.*—1. *Storable.* Such CCC dispositions of storable grain sorghum as CCC may designate as general sales will be made during the month at market price, as determined by CCC, but not less than the Agricultural Act of 1949 formula minimum price for such sales which is 105 percent of the applicable 1966 price-support rate[3] (published loan rate plus 34 cents per hundredweight) for the class, grade, and quality of the grain sorghum, plus the markup shown in C of this unrestricted use section applicable to the type of carrier involved.

2. *Nonstorable.* At not less than market price as determined by CCC.

C. *Markups and examples (dollars per hundredweight in-store[1] No. 2 or better).*

Markup in-store received by—		Examples
Truck	Rail or barge	
$0.29¼	$0.25¼	Feed grain program domestic PIK certificate minimums: Hale County, Tex. ($1.80) 115 percent +$0.29¼; $2.09¼. Kansas City, Mo. (ex-rail) ($1.78) 115 percent +$0.25¼; $2.30¼. Agricultural Act of 1949; stat. minimums: Hale County, Tex. ($1.80+$0.34); 105 percent +$0.29¼; $2.23¼. Kansas City, Mo. (ex-rail) ($1.78+$0.34); 105 percent +$0.25¼; $2.45¼.

Export. Sales are made at applicable domestic market price levels for export, as determined by CCC; export payment rates, if any, are deducted in arriving at barter prices. The statutory minimum price referred to in the price adjustment provisions of the following export sales announcements is 105 percent of the applicable price-support rate plus the markup referred to in C of the unrestricted use section for grain sorghum. Sales will be made pursuant to the following announcements:

A. Announcement GR–368 (Revision 2, Mar. 1, 1965, as amended), for export commodity certificate redemption.

B. Announcement GR–212 (Revision 2, Jan. 9, 1961) for application to barter contracts entered into pursuant to invitations for barter offers dated prior to 3:30 p.m., e.d.t., on August 26, 1966, and for cash or other designated sales.

Available. Evanston, Kansas City, Minneapolis, and Portland ASCS grain offices.

BARLEY, BULK

Unrestricted use.

A. *Storable.* Market price, as determined by CCC, but not less than 115 percent of the applicable 1967 price-support rate[3] for the class, grade, and quality of the barley plus the applicable markup.

B. *Markups and examples (dollars per bushel in-store[1] No. 2 or better).*

Markup in-store received by—		Examples
Truck	Rail or barge	
$0.05½	$0.03	Cass County, N. Dak. ($0.87); 115 percent +$0.05½; $1.05½. Minneapolis, Minn. (ex-rail) ($1.10); 115 percent +$0.03; $1.30.

C. *Nonstorable.* At not less than market price as determined by CCC.

Export.

Sales are made at applicable domestic market price levels for export, as determined by CCC. The statutory minimum price referred to in the price adjustment provisions of the following export sales announcement is 105 percent of the applicable price-support rate plus the markup referred to in B of the unrestricted use section for barley. Sales will be made pursuant to the following announcements:

A. Announcement GR–368 (Revision 2, Mar. 1, 1965, as amended), for export commodity certificate redemption.

B. Announcement GR–212 (Revision 2, Jan. 9, 1961) for cash or other designated sales.

Available. Kansas City, Evanston, Portland, and Minneapolis grain offices.

OATS, BULK

Unrestricted use.

A. Market price, as determined by CCC, but not less than 115 percent of the applicable 1967 price-support rate[3] for the class, grade, and quality of the oats plus the markup shown in B below.

B. *Markups and examples (dollars per bushel in-store[1] basis No. 2 XHWO).*

Markup in-store received by—	Examples—Agricultural Act of 1949; Stat. minimum
Truck	
$0.05½	Redwood County, Minn. ($0.60+$0.03 quality differential); 115 percent +$0.05½; $0.78½.

C. *Nonstorable.* At not less than the market price as determined by CCC.

Export.

Sales are made at applicable domestic market price levels for export as determined by CCC; export payment rates, if any, are deducted in arriving at barter prices. The statutory minimum price referred to in the price adjustment provisions of the following export sales announcements is 105 percent of the applicable price-support rate plus the markup referred to in B of the unrestricted use section for oats. Sales will be made pursuant to the following announcements.

A. Announcement GR–368 (Revision 2, Mar. 1, 1965, as amended), for export commodity certificate redemption.

B. Announcement GR–212 (Revision 2, Jan. 9, 1961), for application to barter contracts and for cash or other designated sales.

Available. Kansas City, Evanston, Minneapolis, and Portland ASCS grain offices.

RYE, BULK

Unrestricted use.

A. *Storable.* Market price, as determined by CCC, but not less than the Agricultural Act of 1949 formula price which is 105 percent[3] of the applicable 1967 price-support rate for the class, grade, and quality of the grain plus the markup shown in B below applicable to the type of carrier involved.

B. *Markups and examples (dollars per bushel in-store[1] No. 2 or better).*

Markup in-store received by—		Examples—Agricultural Act of 1949; Stat. minimum
Truck	Rail or barge	
$0.03½	$0.03	Rolette County, N. Dak. ($0.90); 105 percent +$0.03½; $1.00½. Minneapolis, Minn. (ex-rail) ($1.23); 105 percent +$0.03; $1.33

C. *Nonstorable.* At not less than market price as determined by CCC.

Export. Sales are made at applicable domestic market price levels for export, determined by CCC. The statutory minimum price referred to in the price adjustment provisions of the following export sales announcement is 105 percent of the applicable price-support rate plus the markup referred to in B of the unrestricted use section for rye. Sales will be made pursuant to the following announcements:

A. Announcement GR–368 (Revision 2, Mar. 1, 1965, as amended), for export commodity certificate redemption.

B. Announcement GR–212 (Revision 2, Jan. 9, 1961) for cash or other designated sales.

Available. Evanston, Kansas City, Portland, and Minneapolis ASCS grain offices.

RICE, ROUGH

Unrestricted use.

Market price but not less than 1967 loan rate plus 5 percent plus 13 cents per hundredweight, basis in-store.

Export.

As milled or brown under Announcement GR–369 (Revision III, as amended), Rice Export Program.

Available: Prices, quantities, and varieties of rough rice available from Kansas City ASCS Commodity Office.

COTTON, UPLAND

Unrestricted use.

A. Competitive offers under the terms and conditions of Announcement NO–C–32 (Sale of Upland Cotton for Unrestricted Use). Under this announcement, upland cotton acquired under price-support programs will be sold at the highest price offered but in no event at less than the higher of (a) 110 percent of the current loan rate for such cotton, or (b) the market price for such cotton, as determined by CCC.

Footnotes at end of document.

B. Competitive offers under the terms and conditions of Announcement NO–C–31 (Disposition of Upland Cotton—In Redemption of Payment-In-Kind Certificates or Rights in Certificate Pools, In Redemption of Export Commodity Certificates, Against the "Shortfall," and Under Barter Transactions), as amended. Cotton may be acquired at its current market price, which shall be the highest price offered but not less than the minimum determined by CCC, and in no event at less than the loan rate for such cotton.

Export.

CCC disposals for barter. Competitive offers under the terms and conditions of Announcements CN–EX–28 (Acquisition of Upland Cotton for Export under the Barter Program) and NO–C–31 (described above), as amended.

COTTON, EXTRA LONG STAPLE

Unrestricted use.

Competitive offers under the terms and conditions of Announcements NO–C–6 (Revised July 22, 1960), as amended, and NO–C–10, as amended. Under these announcements extra long staple cotton (domestically grown) will be sold at the highest price offered but in no event at less than the higher of (a) 115 percent of the current support price for such cotton plus reasonable carrying charges or (b) the domestic market price as determined by CCC.

Export.

A. *CCC sales for export.* Competitive offers under the terms and conditions of Announcements CN–EX–22 (Extra Long Staple Cotton Export Program) and NO–C–27 (Sale of Extra Long Staple Cotton), as amended.

B. *Barter.* Competitive offers under the terms and conditions of Announcement CN–EX–27 (Acquisition of Extra Long Staple Cotton for Export under the Barter Program), and NO–C–27 (Sale of Extra Long Staple Cotton), as amended.

COTTON, UPLAND OR EXTRA LONG STAPLE

Unrestricted use.

A. Competitive offers under the terms and conditions of Announcement NO–C–18 (Sale of Cotton—To Establish Claims). Any such cotton will be offered for sale periodically on the basis of samples representing the cotton for the purpose of establishing claims against producers and others according to schedules issued from time to time by CCC.

B. Competitive offers under the terms and conditions of Announcement NO–C–20 (Sale of Special Condition Cotton). Any such cotton (Below Grade, Sample Loose, Damaged Pickings, etc.) owned by CCC will be offered for sale periodically on the basis of samples representing the cotton according to schedules issued from time to time by CCC.

Availability information.

Sale of cotton will be made by the New Orleans ASCS Commodity Office. Sales announcements, related forms and catalogs for upland cotton and extra long staple cotton showing quantities, qualities and location may be obtained for a nominal fee from that office.

PEANUTS, SHELLED

When stocks are available in their area of responsibility, the quantity, type, and grade offered and whether for restricted or unrestricted use are announced in weekly lot lists or invitations to bid issued by the following:

GFA Peanut Association, Camilla, Ga.

Peanut Growers Cooperative Marketing Association, Franklin, Va.

Southwestern Peanut Growers' Association, Gorman, Tex.

A. *Restricted use sales.* Announcement PR–1 effective July 1, 1966, Amendment 1, and the lot list contain terms and conditions of sales restricted to domestic crushing or export.

1. Shelled peanuts of less than U.S. No. 1 grade may be purchased for foreign or domestic crushing.

2. U.S. Medium, Virginia type, may be purchased for export only.

All sales are made on the basis of competitive bids each Wednesday, by the Producer Associations Division, Agricultural Stabilization and Conservation Service, Washington, D.C. 20250, to which all bids are submitted.

TUNG OIL

Unrestricted use.

Sales are made periodically on a competitive bid basis. Bids are submitted to the Producer Associations Division, Agricultural Stabilization and Conservation Service, Washington, D.C. 20250.

The quantity offered and the date bids are to be received are announced to the trade in notices of Invitation to Bid, issued by the National Tung Oil Marketing Cooperative, Inc., Poplarville, Miss. 39470.

Terms and conditions of sale are set forth in Announcement NTOM–PR–4 of April 6, 1967, as amended, and the applicable Invitation to Bid.

Bids will include, and be evaluated on the basis of, price offered per pound f.o.b. storage location. For certain destinations, CCC will as provided in the Announcement, as amended, refund to the buyer a "freight equalization" allowance.

Copies of the Announcement or the Invitation may be obtained from the Cooperative or Producer Associations Division, ASCS, telephone Washington, D.C., area code 202, DU 8–3901.

DRY EDIBLE BEANS (BAGGED)

Unrestricted use.

Domestic market price but not less than the following minimum prices per hundredweight for U.S. No. 1 f.o.b. indicated points of production. Amount of paid-in-freight to be added as applicable. For other grades and location, adjust by applicable 1966 price-support differentials. Limited quantities available.

Class	Price per cwt.	Area of production
Pinto	$6.65	North Dakota.
Great northern	7.85	Do.
Light red kidney	9.54	Michigan and New York.
Dark red kidney	9.08	Michigan.
Pea	7.40	Do.
Pink	7.97	Michigan and New York.
Small red	8.02	Washington.

FLAXSEED, BULK

Unrestricted use.

A. *Storable.* Domestic market price but not less than the applicable 1967 support price for the class, grade, and quality of flaxseed plus 14½ cents per bushel, and plus the respective markup shown in B below applicable to the type of carrier involved.

B. *Markups and examples (dollars per bushel in-store [1]).*

Markup per bushel received by—		Examples of minimum prices (ex-rail or barge)		
Truck	Rail or barge	Terminal	Class and grade	Price
Cents $0.07½	*Cents* $0.03¾	Minneapolis	No. 1	$3.32¾

Footnotes at end of document.

C. *Nonstorable.* At not less than domestic market price as determined by CCC.

Available. Through the Minneapolis ASCS commodity office.

DAIRY PRODUCTS

Sales are in carlots only in-store at storage location of products.

Submission of offers. Submit offers to the Minneapolis ASCS Commodity Office.

NONFAT DRY MILK

Unrestricted use.

Announced prices, under MP–14: Spray process, U.S. Extra Grade, 21.60 cents per pound.

BUTTER

Unrestricted use.

Announced prices, under MP–14: 74.0 cents per pound—New York, Pennsylvania, New Jersey, New England, and other States bordering the Atlantic Ocean and Gulf of Mexico. 73.25 cents per pound—Washington, Oregon, and California. All other States 73.0 cents per pound.

CHEDDAR CHEESE (STANDARD MOISTURE BASIS)

Unrestricted use.

Announced prices, under MP–14: 49.125 cents per pound—New York, Pennsylvania, New England, New Jersey, and other States bordering the Atlantic Ocean and Pacific Ocean and the Gulf of Mexico. All other States 48.125 cents per pound.

FOOTNOTES

[1] The formula price delivery basis for bin site sales will be f.o.b.

[2] Round product up to the nearest cent.

USDA AGRICULTURAL STABILIZATION AND CONSERVATION SERVICE OFFICES

GRAIN OFFICES

Kansas City ASCS Commodity Office, 8930 Ward Parkway (Post Office Box 205), Kansas City, Mo. 64141. Telephone: Emerson 1–0860.

Alabama, Alaska, Arizona, Arkansas, Colorado, Florida, Georgia, Hawaii, Kansas, Louisiana, Mississippi, Missouri, Nebraska, Nevada, New Mexico, North Carolina, Oklahoma, South Carolina, Tennessee, Texas, and Wyoming (domestic and export) California (domestic only).

Branch Office—Evanston ASCS Branch Office, 2201 Howard Street, Evanston, Ill. 60202. Telephone: Long Distance—University 9–0600 (Evanston Exchange), Local—Rogers Park 1–5000 (Chicago, Ill.).

Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Maine, Maryland, Massachusetts, Michigan, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Virginia, Vermont, and West Virginia.

Branch Office—Minneapolis ASCS Branch Office, 310 Grain Exchange Building, Minneapolis, Minn. 55415. Telephone: 334–2051.

Minnesota, Montana, North Dakota, South Dakota, and Wisconsin.

Branch Office—Portland ASCS Branch Office, 1218 Southwest Washington Street, Portland, Oreg. 97205. Telephone: 226–3361.

Idaho, Oregon, Utah, and Washington (domestic and export sales), California (export sales only).

PROCESSED COMMODITIES OFFICE (ALL STATES)

Minneapolis ASCS Commodity Office, 6400 France Avenue South, Minneapolis, Minn. 55435. Telephone: Area Code 612, 334–3200.

COTTON OFFICES (ALL STATES)

New Orleans ASCS Commodity Office, Wirth Building, 120 Marais Street, New Orleans, La. 70112. Telephone: 527–7766.

GENERAL SALES MANAGER OFFICES

Representative of General Sales Manager, New York Area: Joseph Reidinger, 80 Lafayette Street, New York, N.Y. 10013. Telephone: 264–8439, 8440, 8441.

Representative of General Sales Manager, West Coast Area: Callan B. Duffy, Appraisers' Building, Room 802, 630 Sansome Street, San Francisco, Calif. 94111. Telephone: 556–6185.

ASCS STATE OFFICES

Illinois, Room 232, U.S. Post Office and Courthouse, Springfield, Ill. 62701. Telephone: Area Code 217, 525–4180.

Indiana, Room 110, 311 West Washington Street, Indianapolis, Ind. 46204. Telephone: Area Code 317, 633–8521.

Iowa, Room 311, Iowa Building, 505 Sixth Avenue, Des Moines, Iowa 50307. Telephone: Area Code 515, 284–4213.

Kansas, 2601 Anderson Avenue, Manhattan, Kans. 66502. Telephone: Area Code 913, JE 9–3531.

Michigan, 1405 South Harrison Road, East Lansing, Mich. 48823. Telephone: Area Code 517, 372–1910.

Missouri, I.O.O.F. Building, 10th and Walnut Streets, Columbia, Mo. 65201. Telephone: Area Code 314, 442–3111.

Minnesota, Griggs Midway Building, 1821 University Avenue, St. Paul, Minn. 55104. Telephone: Area Code 612, 236–7651.

Montana, Post Office Box 670, U.S.P.O. and Federal Office Building, Bozeman, Mont. 59715. Telephone: Area Code 587, 4511, Ext. 3271.

Nebraska, Post Office Box 793, 5301 O Street, Lincoln, Nebr. 68501. Telephone: Area Code 402, 475–3361.

North Dakota, Post Office Box 2017, 15 South 21st Street, Fargo, N. Dak. 58103. Telephone: Area Code 701, 237–5205.

Ohio, Room 202, Old Federal Building, Columbus, Ohio 43215. Telephone: Area Code 614, 469–5644.

South Dakota, Post Office Box 843, 239 Wisconsin Street Southwest, Huron, S. Dak. 57350. Telephone: Area Code 605, 352–8651, Ext. 321 or 310.

Wisconsin, Post Office Box 4248, 4601 Hammersley Road, Madison, Wis. 53711. Telephone: Area Code 608, 256–4441, Ext. 7535.

(Sec. 4, 62 Stat. 1070, as amended; 15 U.S.C. 714b. Interpret or apply Sec. 407, 63 Stat. 1066; Sec. 105, 63 Stat. 1051, as amended by 76 Stat. 612; Secs. 303, 306, and 307, 76 Stat. 614–617; 7 U.S.C. 1441 (note))

Signed at Washington, D.C. on August 1, 1967.

H. D. GODFREY,
Executive Vice President,
Commodity Credit Corporation.

[F.R. Doc. 67-9089; Filed, Aug. 3, 1967; 8:46 a.m.]

Consumer and Marketing Service

CERTAIN HUMANELY SLAUGHTERED LIVESTOCK

Identification of Carcasses; List of Establishments

Pursuant to section 4 of the Act of August 27, 1958 (7 U.S.C. 1904), and the statement of policy thereunder in 9 CFR 381.1, the following table lists the establishments operated under Federal inspection pursuant to the Meat Inspection Act (21 U.S.C. 71 et seq.) which were officially reported on July 1, 1967, as humanely slaughtering and handling on that date the species of livestock respectively designated for such establishments in the table. Additions to and deletions from this list will be made from time to time, as the facts may warrant, by notices published in the FEDERAL REGISTER. The establishment number given with the name of the establishment is branded on each carcass of livestock inspected at that establishment. The table should not be understood to indicate that all species of livestock slaughtered at a listed establishment are slaughtered and handled by humane methods unless all species are listed for that establishment in the table. Nor should the table be understood to indicate that the affiliates of any listed establishment use only humane methods:

ESTABLISHMENTS SLAUGHTERING HUMANELY

Name of establishment	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Armour & Co.	2C	✓	✓	✓		✓	
Do.	2H						
Do.	2W						
Do.	2AT	✓		✓	✓	✓	
Do.	2AU						
Do.	2EM						
Do.	2HT						
Do.	2LT						
Do.	28A			✓			
Do.	28D	✓				✓	
Do.	28I						
Do.	2WN		✓				
Do.	2WP						
Swift & Co.	1A	✓	✓	✓		✓	
Do.	3B						
Do.	3C						
Do.	3D						
Do.	3E		✓				
Do.	3F			✓	✓	✓	
Do.	3H		✓				
Do.	3K						
Do.	3L					✓	
Do.	3P	✓					
Do.	3S						
Do.	3Y						
Do.	3Z	✓	✓				
Do.	3AE					✓	
Do.	3AF	✓	✓				
Do.	3AN					✓	
Do.	3CC			✓			
Do.	3GI	✓					
Do.	3UU						
Lykes Bros. Inc., of Georgia	6	✓				✓	
Lykes Bros. Inc.	6B						
Pauly Packing Co., Inc.	10	✓					
Hygrade Food Products Corp.	12A						
Do.	12C	✓				✓	
Do.	12G						
Do.	12P						
Do.	12T	✓	✓				
Do.	12FW	✓					
Mickelberry's Food Products Co.	14						
John Morrell & Co.	17	✓				✓	
Do.	17A	✓				✓	
Do.	17D	✓		✓		✓	
Do.	17E	✓				✓	
Do.	17U	✓					
C. Finkbeiner, Inc.	18	✓				✓	
Wilson & Co., Inc.	20A	✓				✓	
Do.	20I	✓				✓	
Do.	20N	✓	✓	✓		✓	
Do.	20Q	✓	✓				
Do.	20U						
Do.	20Y	✓	✓	✓		✓	
Swift & Co.	22	✓	✓	✓			
Brander Meat Co.	23	✓	✓	✓			
Patrick Cudahy, Inc.	28					✓	
Kreinberg & Krasny, Inc.	30	✓					
Superior's Brand Meats, Inc.	31		✓				
Roegelein Provision Co.	32					✓	
Do.	32A	✓					
Valleydale Packers, Inc.	34	✓	✓			✓	
Kenton Packing Co.	36						
Pocomoke Provision Co.	39		✓	✓			
Armour & Co.	40	✓				✓	
Sunnyland Packing Co.	43	✓					
Stark Wetzel & Co.	44	✓				✓	
Do.	44A						
Idaho Meat Packers	46	✓					
Consolidated Dressed Beef Co., Inc.	47	✓					
Midwestern Beef, Inc.	53	✓					
Sunnyland Packing Co. of Alabama	56	✓				✓	
Glover Packing Co. of Amarillo	60	✓	✓				
Glover Packing Co.	60A	✓	✓	✓	✓	✓	
Gooch Packing Co., Inc.	61	✓					
Mid-Continent Beef Packers, Inc.	62	✓					

ESTABLISHMENTS SLAUGHTERING HUMANELY—Continued

Name of establishment	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Selkirk Realty Co	65					(*)	
Somerville Packing Co	66					(*)	
The Quaker Oats Co	E67						(*)
Meat Quality Laboratory	68	(*)	(*)	(*)		(*)	
Auburn University Meats Laboratory	71	(*)					
Minch's Wholesale Meats, Inc	72	(*)	(*)				
Brown Thompson & Sons	73					(*)	
Armour & Co	75			(*)			
Miller Packing Co., Inc	76	(*)	(*)				
The Eckert Packing Co	79	(*)				(*)	
City Packing Co	80	(*)					
The Cudahy Co	81	(*)				(*)	
Hill Packing Co	E83						(*)
Edgar Packing Co	84		(*)				
Excel Packing Co., Inc	86	(*)					
Utica Veal Co., Inc	88	(*)					
The E. Kahn's Sons Co	89	(*)	(*)	(*)		(*)	
Laredo Packing Co	91	(*)	(*)	(*)	(*)	(*)	
Sugardale Provision Co	92	(*)				(*)	
Shonyo Packing, Inc	93	(*)	(*)	(*)	(*)		
Samuels & Co., Inc	94	(*)	(*)	(*)	(*)		
The Val Decker Packing Co	95	(*)				(*)	
Central Packing Co	96	(*)	(*)				
Cleve Farm Packing Co., Inc	97A					(*)	
A. Koch's Sons	98	(*)	(*)				
Armour & Co	100	(*)		(*)			
Liberty Packing Co	101	(*)	(*)				
I. Kaplan, Inc	102	(*)					
H. Graver Co	103	(*)					
J. Lynn Cornwell, Inc	107					(*)	
Contris Packing Co., Inc	110					(*)	
Wilson & Co., Inc	111	(*)		(*)	(*)	(*)	
Morris Beef Co	112	(*)					
The Morris Packing Co	113	(*)					
Producers Packing Co	114	(*)					
The Merchants Co	116	(*)	(*)			(*)	
West Coast Meat Co., Inc	117	(*)	(*)	(*)		(*)	
Marhoefer Packing Co., Inc	121	(*)				(*)	
E. J. Archie & Sons, Inc	122	(*)					
City Dressed Beef	125	(*)					
John Morrell & Co	126	(*)	(*)	(*)		(*)	
Cash Bros. Packing Co., Inc	127	(*)	(*)	(*)		(*)	
John Roth & Son, Inc	130	(*)					
Tobin Packing Co., Inc	133					(*)	
Ferrara Meat Co., Inc	134	(*)	(*)				
Edward J. Kluener, Inc	142	(*)					
R. B. Rice Sausage Co., Inc	144					(*)	
Silver Falls Packing Co., Inc	153	(*)	(*)	(*)			
Dallas City Packing Co	156	(*)	(*)				
Cornland Dressed Beef, Inc	157	(*)					
Missouri Farmers Association Packing Division	159	(*)	(*)			(*)	
Carr Packing Co., Inc	160	(*)					
Joel E. Harrell & Son, Inc	162					(*)	
Kansas Packing Co	164	(*)					
New York State College of Agriculture	165	(*)	(*)	(*)		(*)	
Swift & Co	166A	(*)	(*)	(*)		(*)	
Wahoo Packing Co	169	(*)					
Felix Healy, Inc	170					(*)	
Bub Davis, Inc	171	(*)	(*)	(*)	(*)		
Lee's Sausage Co., Inc	173					(*)	
Russell Packing Co., Inc	180					(*)	
Montrose Beef Co	181	(*)					
The Rath Packing Co	186					(*)	
Do	186F					(*)	
Kent Provision Co., Inc	187	(*)					
Seattle Packing Co	191	(*)		(*)		(*)	
Krey Packing Co	192	(*)				(*)	
John Morrell & Co	196					(*)	
Hynes Packing Co	197	(*)	(*)				
United Fryer & Stillman, Inc	198	(*)					
George A. Hormel & Co	199	(*)				(*)	
Do	199A	(*)					
Do	199D					(*)	
Do	199H	(*)					
Do	199I					(*)	
Do	199N	(*)				(*)	

ESTABLISHMENTS SLAUGHTERING HUMANELY—Continued

Name of establishment	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Watkins Packing Co	200	(*)	(*)				
Buffalo Lake Foods, Inc	201	(*)	(*)			(*)	
Cudahy Co	202	(*)				(*)	
Platte Valley Packing Co	203	(*)					
Emge Packing Co., Inc	205	(*)				(*)	
National Packing Co., Inc	206	(*)					
Heinz's Riverside Abattoir, Inc	210	(*)					
Penn Packing Co	212					(*)	
Elburn Packing Co	213	(*)					
Kneip Packing Co	213C		(*)				
Marshall Meat Products, Inc	215	(*)					
Lincoln Meat Co	217	(*)					
York Packing Co., Inc	220					(*)	
Gwaltney, Inc	221A					(*)	
Armour & Co	222	(*)				(*)	
De Jong Packing Co	223	(*)	(*)				
Hygrade Food Products Corp	224	(*)				(*)	
Do	224B	(*)	(*)	(*)		(*)	
Contris Packing Co	227					(*)	
Gold Merit Packing Co., Inc	232	(*)					
John Morrell & Co	234	(*)					
Walti, Schilling & Co., Inc	235	(*)		(*)			
Animal Husbandry Department, Texas Technological College	236	(*)	(*)	(*)	(*)	(*)	
Raskin Packing Co	237	(*)					
Shreveport Packing Corp	239	(*)		(*)		(*)	
P. D. & J. Meats	240	(*)	(*)				
Greenwood Packing Plant	242	(*)	(*)	(*)		(*)	
I. Klayman & Co	243					(*)	
Blue Ribbon Beef Pack, Inc	244	(*)					
Iowa Beef Packers, Inc	245	(*)					
Do	245A	(*)					
Do	245C	(*)					
John Morrell & Co	246	(*)				(*)	
Harget Realty Corp	247	(*)				(*)	
Federal Packing Co., Inc	249	(*)	(*)				
Frosty Morn Meats, Inc	250	(*)				(*)	
Prairie Packing Co	253	(*)				(*)	
Seiler's, Inc	257					(*)	
Hyplains Dressed Beef, Inc	262	(*)					
The Jones Dairy Farm	263					(*)	
Farm Pac Kitchens, Inc	266	(*)				(*)	
Pacific Meat Co., Inc	267	(*)	(*)	(*)	(*)	(*)	
Golden Valley Packing Co	271	(*)	(*)				
Tog Packing Co., Inc	273	(*)					
Elliott Packing Co	274	(*)	(*)	(*)		(*)	
Acme Markets, Inc	279	(*)		(*)			
Rea Serum Co	280					(*)	
San Angelo Packing Co	281	(*)		(*)	(*)		
Agar Packing Co	282					(*)	
Do	282B					(*)	
Solano Meat Co	285	(*)		(*)			
Western Packing Co	288	(*)					
Arbogast & Bastian Co	289					(*)	
The H. H. Meyer Packing Co	290					(*)	
San Jose Meat Co	291	(*)					
Sioux Quality Packers, Inc	292					(*)	
Iowa Beef Packers, Inc	292A	(*)					
Gus Juengling & Son, Inc	296	(*)					
Waldock Packing Co	299					(*)	
Great Falls Meat Co	301	(*)				(*)	
Commercial Packing Co., Inc	302	(*)					
Union Packing Co	305	(*)					
Do	305A	(*)					
Star Packing Co	306	(*)					
Survall Packing Co	307	(*)					
Kaufman Meat Packers, Inc	310	(*)	(*)				
Melton Provision Co	311	(*)		(*)	(*)		
Ideal Packing Co., Inc	312	(*)					
Rudy's Farm Co	315					(*)	
Austin's Packing Co	317	(*)					
Estes Packing Co	319	(*)					
Stadler Packing Co., Inc	320	(*)				(*)	
Rudnick Packing Co., Inc	325	(*)	(*)				
Frisco Packing Co	327	(*)					
C. & M. Meat Packing Corp	329	(*)	(*)				
Royal Packing Co	331A	(*)					

ESTABLISHMENTS SLAUGHTERING HUMANELY—Continued

Name of establishment	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Shapiro Packing Co., Inc.	332	(*)	(*)				
Great Western Packing Co., Inc.	334	(*)					
Noble's Independent Meat Co.	335	(*)	(*)				
Chino Valley Meat Packing Co., Inc.	336	(*)					
Sam Kane Packing Co.	337	(*)	(*)			(*)	
Green & Oliver Sausage Co.	338						
Midland Empire Packing Co., Inc.	339	(*)					
Des Moines Packing Co.	340	(*)				(*)	
Peters Packing Co., Inc.	341	(*)	(*)				
Puckett Packing Co.	343	(*)					
State Packing Co., Inc.	344	(*)					
Anza Packing Co.	345	(*)	(*)	(*)			
Union Packing Co.	351	(*)					
Samuels E-Tex Packing Co.	353	(*)					
Fresno Meat Packing Co.	354	(*)					
Hernando Packing Co., Inc.	356	(*)					
St. Paul Dressed Beef, Inc.	357	(*)					
Marks Meat Co.	360	(*)	(*)				
Meyer's Packing Co.	363	(*)					
Montebello Meat Packing Co.	364	(*)					
James Allan & Sons	365	(*)		(*)		(*)	
Pioneer Packing Co.	372	(*)					
Fischer Packing Co.	374	(*)	(*)			(*)	
Cross Bros. Meat Packers, Inc.	376	(*)	(*)	(*)			
Beeville Packing Co.	377	(*)				(*)	
Salinas Meat Co.	378	(*)	(*)	(*)		(*)	
Emge Packing Co., Inc.	380	(*)				(*)	
Smithfield Packing Co., Inc.	382					(*)	
Acme Markets, Inc.	384	(*)					
City Custom Packing Co., Inc.	387	(*)	(*)	(*)	(*)	(*)	
Liebmann Packing Co.	388	(*)	(*)				
Dugdale Packing Co.	390	(*)					
Oldham's Farm Sausage Co., Inc.	392					(*)	
Robert L. Runts, Inc.	395	(*)	(*)				
Dubuque Packing Co.	396	(*)	(*)	(*)		(*)	
Logan Packing Co.	397	(*)					
Watsonville Dressed Beef, Inc.	398	(*)					
Los Banos Abattoir	400		(*)				
Owens Country Sausage, Inc.	403					(*)	
Williston Packing Co., Inc.	405	(*)					
Neuhoff Bros.	406	(*)	(*)			(*)	
Endlich Packing Co., Inc.	410	(*)					
Alpine Packing Co.	412	(*)	(*)				
The Lundy Packing Co.	413					(*)	
Do.	413A					(*)	
Frosty Morn Meats	414	(*)	(*)			(*)	
Minden Beef Co.	417	(*)					
Philadelphia Boneless Beef Co.	418	(*)					
Murray Packing Co., Inc.	421	(*)					
E. W. Knaip Inc., of Iowa	422					(*)	
The Collins Packing Co.	423						
Do.	423A		(*)	(*)			
Kenosha Packing Co.	425	(*)					
Fineberg Packing Co.	428	(*)	(*)			(*)	
Schneider Packing Co.	439	(*)					
Omaha Dressed Beef Co., Inc.	441	(*)					
Del Curto Meat Co.	445	(*)	(*)			(*)	
Peerless Packing Co., Inc.	448	(*)					
Dewitt Packing Corp.	456	(*)					
Morris Rifkin & Sons, Inc.	460	(*)					
Pioneer Boneless Beef, Inc.	461	(*)					
Lancaster Packing Co.	462	(*)					
Litvak Packing Co.	465	(*)				(*)	
Becwar Packing Co.	467	(*)					
Cornhusker Packing Co.	468	(*)					
Eckert Packing Co.	471	(*)					
Oriskany Beef & Veal Corp.	472	(*)					
Missouri Beef Packers, Inc.	473	(*)					
Armour & Co.	477	(*)					
Eldridge Packing Co., Inc.	478	(*)					
River Packing Co., Inc.	483	(*)	(*)				
St. Cloud Meat Packing Co.	485	(*)					
East Tennessee Packing Co.	487	(*)				(*)	
Memphis Butchers Association, Inc.	488	(*)	(*)			(*)	
Nebraska Beef Co.	489	(*)					
Goldring Packing Co., Inc.	490	(*)	(*)	(*)			

ESTABLISHMENTS SLAUGHTERING HUMANELY—Continued

Name of establishment	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Fairbank Farms, Inc.	492	(*)	(*)				
Mid-State Meat Packers, Inc.	494	(*)	(*)				
Roberts Packing Co.	495	(*)				(*)	
Bartel's Meat Co.	497	(*)	(*)				
Heim Bros. Packing Co., Inc.	499	(*)				(*)	
Greenlee Packing Co.	501	(*)					
Swift & Co.	505	(*)					
Rosen Meat Packing Co., Inc.	507	(*)	(*)				
The Hull & Dillon Packing Co.	510	(*)				(*)	
Shen-Valley Meat Packers, Inc.	511	(*)	(*)				
Snider Bros., Inc.	512	(*)					
Capitol Packing Co.	513	(*)					
Fletcher's Food Service, Inc.	515	(*)					
Charles Miller & Co.	517					(*)	
Griffith Provision Co.	520	(*)				(*)	
Illinois Packing Co.	521	(*)					
Pearl Packing Co., Inc.	524	(*)	(*)	(*)		(*)	
Meat Laboratory-Oklahoma State University.	526	(*)	(*)	(*)		(*)	
Armour & Co.	528	(*)	(*)				
Smallwood Packing Co., Inc.	529	(*)					
Omaha Packing Co.	532	(*)					
Pepper Packing Co.	536	(*)					
Oscar Mayer & Co., Inc.	537A	(*)				(*)	
Do.	537C					(*)	
Do.	537E					(*)	
Midwest Packing Co.	539	(*)					
Wholesale Cooperative Meat Dealers Association.	541	(*)					
Greendell Packing Corp.	542	(*)					
United Dressed Meats, Inc.	545	(*)	(*)			(*)	
B. Zeff & Co.	546	(*)	(*)				
Pride Packing Co., Inc.	549	(*)	(*)	(*)		(*)	
Piute Packing Co.	550	(*)					
Salter Packing Co.	551	(*)					
Black Hills Packing Co.	554	(*)				(*)	
Mid-South Packers, Inc.	557	(*)				(*)	
The Cudahy Co.	559	(*)				(*)	
D. & W. Packing Co.	560	(*)	(*)				
Packerland Packing Co., Inc.	562	(*)					
John Morrell & Co.	564					(*)	
Texas Meat Packers, Inc.	565	(*)	(*)				
Elmer Bender & Son, Inc.	569		(*)	(*)			
Perretta Packing Co., Inc.	571	(*)					
Frosty Morn Meats, Inc.	576	(*)				(*)	
Armour & Co.	579	(*)				(*)	
Kingsford Packing Co., Inc.	581	(*)					
Coffeyville Packing Co., Inc.	583	(*)					
Stoppenback Sausage Co.	584	(*)				(*)	
Dawson-Baker Packing Co., Inc.	588	(*)	(*)	(*)			
Austin Community Livestock Processors, Inc.	590	(*)	(*)				
Swift & Co.	591	(*)		(*)		(*)	
Harman Packing Co.	596	(*)					
Elk Grove Meat Co.	601	(*)					
San Antonio Packing Co.	602	(*)		(*)	(*)		
Wright Packing Co.	603	(*)	(*)				
I. D. Packing Co., Inc.	606					(*)	
Swift & Co.	608	(*)					
Eastern Oregon Meat Co., Inc.	611	(*)	(*)	(*)			
National Tea Co.	613	(*)					
Donner Packing Co.	614	(*)					
Kummer Meat Co., Inc.	617	(*)	(*)	(*)			
Doskocil Sausage, Inc.	623	(*)					
Empire Packing Co.	626	(*)					
Star Provision Co.	626					(*)	
Big Foot Packing Co., Inc.	627	(*)					
E. A. Miller & Sons Packing Co.	628	(*)	(*)				
H. H. Keim Co.	630	(*)	(*)	(*)		(*)	
General Meat Co.	632	(*)					
Ebner Bros. Packers	633	(*)				(*)	
United Packing Co., Inc.	634	(*)					
Auburn Packing Co., Inc.	636	(*)					
Flanery Sausage Co., Inc.	643	(*)					
Long Creek Meat Co.	645	(*)					
Bird Provision Co.	647	(*)				(*)	

ESTABLISHMENTS SLAUGHTERING HUMANELY—Continued

Name of establishment	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Spencer Packing Co.	648	(*)					
Schluderberg-Kurdle Co., Inc.	649		(*)	(*)			
John Morrell & Co.	650						
Nagle Packing Co.	653		(*)	(*)			
Milwaukee Dressed Beef Co.	654						
Wilson & Co., Inc.	655			(*)			
Baum's Bologna, Inc.	657						
McCook Packing Corp.	660						
Quality Meat Packing Co.	661		(*)				
Western Meat Packers, Inc.	662			(*)		(*)	
Globe Packing Co.	663						
Webber Sausage Co., Inc.	665						
Crown Packing Co.	666						
Scottsbluff Packing Co.	667						
Central Coast Meats	671						
E. S. Read & Sons, Inc.	672		(*)	(*)			
Union Packing Co., Inc.	673						
Cavinass Packing Co., Inc.	675						
Avera Provision Co., Inc.	677					(*)	
Jacob Bauer's Sons, Inc.	678						
Armour & Co.	680		(*)	(*)			
Haas-Davis Packing Co., Inc.	682						
Caldwell Packing Co., Inc.	683						
The William Focke's Sons Co.	685					(*)	
Butcher Boy Packing Co. of Delta, Colo., Inc.	688	(*)					
The Sucher Packing Co.	689		(*)	(*)			
Pierce Packing Co.	691						
Silver State Beef Co.	692						
Bryan Meat Co.	693						
Animal Husbandry Department, Kansas State University.	694		(*)	(*)		(*)	
Kramer Beef Co.	695						
Gulf Packing Co.	696		(*)				
Carter Packing Co.	698						
Triolo Bros.	706					(*)	
Central Nebraska Packing Co.	E713						(*)
Davenport Packing Co., Inc.	716	(*)					
Farmbest, Inc.	717						
Do	717A						
A. Darlington Strode	718						
K-M Co.	719						
Swift & Co.	726		(*)	(*)			
Decker & Son	727						
Roode Packing Co., Inc.	729						
Vogt Packing Co.	730						
Frosty Morn Meats	731						
Eiler & Son, Inc.	732		(*)	(*)			
Western Packers	733						
The Quaker Oats Co.	E734						(*)
Ohio Packing Co.	736						
Parnell's Packing Co.	738						
The Jacob Schlachter's Sons Co.	739						
Mid State Meat Co.	741					(*)	
Pioneer Boneless Beef Co.	742						
Ruchti Bros.	749		(*)				
Luck Bros. Cooperative Packing Co.	753						
Monroe Packing Co., Inc.	755						
Seitz Packing Co., Inc.	756A						
The American Meat Packing Corp.	760						
Schaake Packing Co., Inc.	761						
Karler Packing Co.	767						
Sheridan Meat Co., Inc.	768		(*)	(*)		(*)	
Earl C. Gibbs, Inc.	770						
Cadwell Martin Meat Co.	773						
Modern Meat Packing Co.	774						
Atlas Packing Co.	775						
The Cudahy Co.	779						
Bryan Bros., Packing Co.	780			(*)	(*)		
Diamond Meat Co., Inc.	783						
Granite State Packing Co.	785						
M. Jacobson Sons Co., Inc.	786			(*)	(*)		
Aurora Packing Co., Inc.	788						
Hatfield Packing Co.	791					(*)	
Baum's Meat Packing	792						
Rod Barnes Packing Co.	798						

ESTABLISHMENTS SLAUGHTERING HUMANELY—Continued

Name of establishment	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Western Iowa Pork	806					(*)	
American Beef Packers, Inc.	807						
Acee's Meat Co., Inc.	809						
The G. Erhardt Sons, Inc.	810		(*)				
Western Provision Co.	811			(*)			
Floyd Valley Packing Co.	812						
Rochester Independent Packer, Inc.	817					(*)	
J. H. Routh Packing Co.	818						
Henry Meyer's Sons, Inc.	822		(*)				
Sterling Colorado Beef Co.	823						
Superior Packing Co., Inc.	825			(*)			
Bristol Packing Co.	828		(*)			(*)	
Bercheim's Meat Co.	830						
John Morrell & Co.	836						
Nat Buring Packing Co. of Arkansas	837B					(*)	
Frederick County Products, Inc.	838		(*)	(*)			
Herman Kemper's Sons, Inc.	839						
Reelfoot Packing Co.	840					(*)	
G. Bartusch Packing Co.	843						
Arena Dressed Beef Co.	853		(*)				
Sioux City Dressed Beef	857						
Siouxland Dressed Beef Co.	857F						
Needham Packing Corp. of Montana	857G						
Sioux Beef Co., Division of Needham	857-O						
Jordan Meat & Livestock Co., Inc.	858		(*)				
Wells and Davies, Inc.	860			(*)		(*)	
Sierra Meat Co.	862						
Tennessee Dressed Beef Co.	865						
Genesee Packing Co.	868						
Hardy & Co., Inc.	869		(*)				
Long Creek Meat Co.	870						
Santa Ana Packing Co.	874						
Pahler Packing Corp.	880						
Swanton Packing Co.	883						
Alco Packing Co.	885		(*)	(*)		(*)	
Walden Packing Co., Inc.	886						
United Beef Co. of Omaha	889						
City Packing Co.	891		(*)	(*)	(*)	(*)	
Sambol Packing Co.	892						
Tobin Packing Co., Inc.	893					(*)	
Vernon Calhoun Packing Co.	897						
Meats, Inc.	899						
Sigman Meat Co., Inc.	901						
Do	901B					(*)	
Party Packing Corp.	902						
Kane's Dressed Beef	907						
National Meat Packers, Inc.	917						
B. Constantino & Sons Co.	918						
Alice Packing Co.	921						
Valleydale Packers, Inc., of Bristol	922					(*)	
South Philadelphia Willowbrook, Inc.	923						
Wisconsin Packing Co.	924						
Peoples Packing Co.	925		(*)				
Kerber Packing Co.	929					(*)	
Tarpoff Packing Co.	931						
McKenney Meat Co.	932						
E. B. Manning & Son	934						
Volz Packing Co.	938						
Cappellino Abattoir, Inc.	939						
Gentner Packing Co., Inc.	941						
Hillcrest Packing Co.	943						
Whitehall Packing Co.	946						
Whitehall Packing Co., Inc.	946A		(*)				
M. Brizer & Co.	948						
Joe Doctorman & Son Packing Co., Inc.	949		(*)	(*)			
Kennedy's Sausage Co.	950						
Bob Evans Farms Michigan, Inc.	952						
Armour & Co.	956	(*)					
Reliable Packing Co., Inc.	959						
Greater Omaha Packing Co., Inc.	960						
Virginia Packing Co., Inc.	962		(*)	(*)			
Lay Packing Co.	967					(*)	
Monfort Packing Co.	969			(*)			
Hawaii Meat Co., Ltd.	970						
Longhorn Meat Packers, Inc.	976						
National Food Stores, Inc.	981						

ESTABLISHMENTS SLAUGHTERING HUMANELY—Continued

Name of establishment	Establishment No.	Cattle	Calves	Sheep	Goats	Swine	Horses
Reits Meat Products Co.	982					(*)	
Hospers Packing Co.	985						
Shamrock Beef Co.	987						
Everett C. Horlein & Son, Inc.	988						
Sunflower Packing Co., Inc.	992						
Klarer of Kentucky, Inc.	995						
Do.	995A					(*)	
Do.	995C					(*)	
Clover Packing Co., Inc.	1005		(*)				
The Home Pride Provisions, Inc.	1029						
Armour & Co.	1088		(*)				
Jordan's Ready-To-Eat Meats, Inc.	1136A						
Leady Packing Co.	1171						
The Harris Packing Co.	1175					(*)	
Wayne Packing Co.	1305						
A. F. Moyer & Sons, Inc.	1311						
McCabe Packing Plant	1312						
Swift & Co.	1315					(*)	
Nebraska Iowa Dressed Beef Co.	1318						
Stevens Meat Co., Inc.	1486		(*)				
James Sausage Co.	1718					(*)	
L. & W. Packing Co., Inc.	1980	(*)		(*)			

Done at Washington, D.C., this 27th day of July 1967.

R. K. SOMERS,
Deputy Administrator, Consumer Protection, Consumer and Marketing Service.

[F.R. Doc. 67-8941; Filed, Aug. 3, 1967; 8:51 a.m.]

DEPARTMENT OF COMMERCE

Office of the Secretary

[DO 15-B]

OFFICE OF BUSINESS ECONOMICS

Appendix A—Public Information

JULY 18, 1967.

This material amends the material appearing at 29 F.R. 11855-11856 of August 19, 1964.

A. *Purpose.* The purpose of this appendix is to describe, in general, the public information services of the Office of Business Economics, to describe the places at which and the methods whereby the public may obtain information, to inform the public as to the sources or availability of rules, regulations, procedures, instructions, forms, reports, or other requirements established by the Office of Business Economics which affect the public, and otherwise to comply with the requirements of section 552 of Title 5, U.S. Code, as amended by Public Law 90-23 (hereinafter referred to as the Act).

B. *Public information services.* .01 The major medium for dissemination of the product of the Office of Business Economics is its monthly publication Survey of Current Business, the volumes of which cover the past 40 years. This magazine reflects the activity of the Office in the following fields:

a. *Preparation of national income and product data.* Calculations are made of the gross national product, national income, personal income, and their components, providing an overall view of the state of the economy.

b. *Analysis of business trends.* The business situation is assessed monthly, and the results of continuing analyses of the major factors underlying cyclical developments and long-range business trends are published regularly.

c. *Computation of the balance of international payments.* The U.S. balance of international payments is determined and analyzed, and the official statistics of foreign expenditures by the U.S. Government are maintained.

.02 Publications issued as supplements to the Survey of Current Business range from a weekly four-page statistical interim report (included in the annual subscription) to major volumes of varying subject matter, size, and periodicity. Like the magazine itself, they are sold by the Superintendent of Documents, U.S. Government Printing Office, Washington, D.C. 20402.

.03 The annual volumes of the U.S. Government Organization Manual, also available from the Superintendent of Documents, list in an appendix the currently available publications of the Office. OBE publications are announced, as they go on sale, in the weekly Business Service Checklist issued by the Department of Commerce, Washington, D.C. 20230, and are listed in the Department's annual Catalog of Commerce Publications.

.04 All OBE publications can be examined at the library of the U.S. Department of Commerce in the Commerce Building, Washington, D.C., or by visiting the Office of Business Economics, which is located in its entirety in Washington. Since all of the Commerce Field Offices are accredited sales agencies of the Superintendent of Documents, they are in a position to sell copies when available as well as to make their library facilities and staff services available to persons seeking information originating in the Office of Business Economics. Their locations are to be found in local telephone directories, and are also shown on the inside front cover of each issue of the monthly Survey of Current Business, which is widely available in public, college and Chamber of Commerce libraries.

C. *Guide to published rules and regulations.* .01 Data are periodically collected by the Office of Business Economics as authorized by the Secretary under and/or subject to the provisions of (a) the Bretton Woods Agreements Act (59 Stat. 512, 22 U.S.C. 286 et seq.) and Executive Order 10033 of February 8, 1949 (14 F.R. 561) as amended, issued pursuant thereto; (b) the Federal Reports Act of 1942 (56 Stat. 1078, 5 U.S.C. 139 et seq.); and (c) the statutes codified at 15 U.S.C. 171 et seq. as modified by Reorganization Plan No. 5 of 1950, set out in Note under 5 U.S.C. 133z.

.02 Chapter VIII of Title 15 of the Code of Federal Regulations contains regulations of the Office of Business Economics with regard to reporting requirements in the field of foreign economic transactions.

.03 These rules contain all the matters required to be published by subsections 552(a)(1)(B) to 2(a)(1)(D) of the Act, except that copies of forms required, and instructions for their use, may be obtained from the Office of Business Economics, U.S. Department of Commerce, Washington, D.C. 20230.

D. *Submittals and requests.* .01 The established places to which reports or information required or requested by the Office of Business Economics are to be submitted are identified on the forms, schedules, or instructions specifying the information desired.

.02 In the event that additional time is needed to prepare reports requested by the Office of Business Economics, or further information is needed to clarify the request, or additional forms or instruction sheets are desired, application should be made to the Director, Office of Business Economics, U.S. Department of Commerce, Washington, D.C. 20230.

.03 Any member of the public desiring to make other submittals, or to obtain information with regard to the economic materials collected, analyzed, or distributed by the Office of Business Economics, or about any other functions or activities of the Office, should direct such submittals or requests to the Director, Office of Business Economics.

E. *Final delegations of authority.* The Director, Office of Business Economics, has made no delegation or redelegation of authority to officers or employees of the Office to take final actions, or make final decisions, with respect to requirements, submissions, or other matters arising under its published rules and regulations.

F. *Inspection and copying of opinions and orders.* All final opinions of the Office of Business Economics made in the adjudication of cases, statements of policy and interpretations not published in the FEDERAL REGISTER, administrative staff manuals and instructions to staff that affect a member of the public, and any other materials required to be made available for public inspection and copying by 5 U.S.C. 552(a)(2), are made available for such purposes at the Central Reference and Records Inspection Facility of the Department of Commerce, Room 2122, Commerce Building, 14th Street between Constitution Avenue and E Street NW., Washington, D.C. 20230. Rules prescribing public use of this facility are contained in Part 4, Title 15,

Code of Federal Regulations, and may also be obtained from the facility.

G. *Inspection of Bureau records.* Rules for persons desiring, pursuant to 5 U.S.C. 552(a)(3), to inspect records of the Office of Business Economics which are not available to the public as part of the regular public information services of the Office, are contained in Part 4, Title 15, Code of Federal Regulations. Application forms and instructions are available from the Central Reference and Records Inspection Facility of the Department of Commerce, or from any Field Office of the Office of Field Services, Department of Commerce.

DAVID R. BALDWIN,
Assistant Secretary for Administration.

[F.R. Doc. 67-9069; Filed, Aug. 3, 1967; 8:45 a.m.]

[DO 152-B]

BUSINESS AND DEFENSE SERVICES ADMINISTRATION

Appendix A—Public Information

JULY 18, 1967.

This material amends the material appearing at 30 F.R. 3393-3395 of March 13, 1965.

A. *Purpose.* The purpose of this appendix is to describe, in general, the public information services of the Business and Defense Services Administration (BDSA) to describe the places at which, and the methods whereby, the public may obtain information, to inform the public as to the sources or availability of rules, regulations, procedures, instructions, forms, or other requirements established by the Business and Defense Services Administration which affect the public, and otherwise to comply with the requirements of section 552, Title 5, U.S.C., as amended by Public Law 90-23, June 5, 1967 (81 Stat. 54) (hereinafter referred to as the Act).

B. *Public information services.* .01 BDSA provides the business community with a wide range of information on domestic and foreign industry, domestic markets, and business opportunities. This includes periodic and special reports and studies covering foreign market surveys, market analyses and trends, industry reports, input-output relationships between industries, international business opportunities, and analyses of data bearing on production, sales, employment, profits, and distribution.

.02 Publications of the Bureau are listed in the Annual Catalog of Commerce Publications and the weekly Business Service Checklist, both of which are available from the Field Offices of the Office of Field Services, Department of Commerce, or the U.S. Department of Commerce, Washington, D.C. 20230. In addition, BDSA publishes a BDSA Publications Booklet, which can be obtained from the U.S. Department of Commerce or the Field Offices of the Office of Field Services, Department of Commerce.

C. *Guide to published rules and regulations.* .01 *Defense Production Act.* Public orders and regulations issued in implementation of Title I (priorities and allocation powers) under the Defense Production Act of 1950, as amended (64 Stat. 798; 50 U.S.C. 2061 et seq.), are found in Title 32A, Code of Federal Regulations, Chapter VI. Appeals procedures under these orders and regulations are provided in BDSA Regulation 5 (which is also published in 32A CFR Ch. VI) and in Department Order 106.

.02 *National Defense Executive Reserve.* Departmental responsibilities for the National Defense Executive Reserve, as exercised by BDSA, are outlined in Department Order 163 (30 F.R. 12957). Selection procedures and criteria are found in the BDSA Operating Instruction Manual. Applications for participation in the NDER must be made on CD-174 which is available from the Director, Mobilization Readiness Staff, BDSA, U.S. Department of Commerce, Washington, D.C. 20230.

.03 *Trade adjustment assistance.* Rules and regulations for certification of eligibility to apply for trade adjustment assistance and for application for such assistance under the Trade Expansion Act of 1962 (76 Stat. 883-892; 19 U.S.C. 1901-1920) are contained in 48 CFR Part 310.

.04 *Automotive Products Trade.* Rules, procedures, and criteria for determination of bona fide motor vehicle manufacturers under the Automotive Products Trade Act of 1965 (79 Stat. 1025; 19 U.S.C. 3032) are found in 19 CFR 301.

.05 *Foreign Excess Property.* Rules, regulations, criteria for judgment, appeal procedure, and application for Foreign Excess Property Import Determination are found in 44 CFR Part 401.

.06 *Florence Agreement—Importation of Educational, Scientific, and Cultural Materials.* Rules and regulations concerning the processing by the Departments of Commerce and Treasury of applications for duty free entry of scientific instruments are published in the FEDERAL REGISTER at 32 F.R. 2433 et seq. These rules and any amendments thereto, are also contained in 15 CFR Part 602 and 19 CFR Part 10. They are issued pursuant to the Educational, Scientific, and Cultural Materials Importation Act of 1966 (80 Stat. 897; 19 U.S.C. 1202). The public may secure information, make submittals or requests and obtain decisions, with respect to the Department of Commerce's functions under the above Act from Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration, Washington, D.C. 20230. However, applications for duty free entry of instruments, and resubmittals of applications denied without prejudice to resubmission, should be filed, as prescribed at 15 CFR 602, with the Commissioner of Customs, Attention: Tariff Classification Rulings, Washington, D.C. 20226. Application forms may be obtained from the Bureau of Customs, Washington, D.C. 20226, or from any District Director of Customs.

.07 *Allocation of Watches and Watch Movement Quotas Among Producers Located in the Virgin Islands, Guam, and American Samoa* (19 U.S.C. 1202, as amended by Public Law 89-805, Nov. 10, 1966). Requests for information concerning this activity, including forms for filing applications, may be obtained from the Director, Office of Scientific and Technical Equipment, Business and Defense Services Administration, Department of Commerce, Washington, D.C. 20230.

D. *Submission of requests and applications.* The established places at which and the methods whereby the public may make any submittals, applications, or requests concerning the programs listed in section C of this appendix are found in the rules and regulations cited therein.

E. [Reserved]

F. *Inspection and copying of opinions and orders.* All final opinions and orders made in the adjudication of cases, statements of policy and interpretations not published in the FEDERAL REGISTER, administrative staff manuals and instructions to staff that affect a member of the public; and any other materials required to be made available for public inspection and copying under section 552(a)(2) are made available for such purposes in the Central Reference and Records Inspection Facility of the Department of Commerce, Room 2122, Main Commerce Building, 14th Street between Pennsylvania Avenue and Constitution Avenue NW., Washington, D.C. 20230. Rules concerning the use of this Facility are contained in Part 4, Title 15, Code of Federal Regulations, or may be obtained from the facility.

G. *Inspection of Bureau records.* Rules for persons desiring, pursuant to section 552(a)(3), to inspect records not available to the public as part of the regular public information services of the Business and Defense Services Administration are contained in Part 4, Title 15, Code of Federal Regulations. Applications are available from the Central Reference and Records Inspection Facility of the Department of Commerce, or from the Field Offices of the Office of Field Services, Department of Commerce.

DAVID R. BALDWIN,
Assistant Secretary for Administration.

[F.R. Doc. 67-9070; Filed, Aug. 3, 1967; 8:45 a.m.]

[DO 168-B]

OFFICE OF FIELD SERVICES

Appendix B—Public Information

JULY 18, 1967.

This material amends the material appearing at 29 F.R. 5411-5412 of April 22, 1964 and 29 F.R. 12141 of August 26, 1964.

A. *Purpose.* The purpose of this appendix is to describe, in general, the public information services of the Office of Field Services, to identify the places at which, and the methods whereby, the public may obtain information provided by or through the Office of Field Services; the procedures established by the

Office of Field Services for the administration of the "E" Award program; and otherwise to comply with the requirements of section 552, Title 5, U.S.C., as amended by Public Law 90–23, June 5, 1967 (81 Stat. 54) (hereinafter referred to as the Act).

B. *Public information services.* .01 The Office of Field Services, through its 42 Field Offices, disseminates information and carries out the field program of four major Department of Commerce agencies: Business and Defense Services Administration, Bureau of International Commerce, Office of Business Economics, and the Institute for Applied Technology of the National Bureau of Standards. It also disseminates Census Bureau data and acts as an information center for other Department of Commerce operating units having program responsibilities which affect the business community.

.02 The Office of Field Services issues a pamphlet, "Commerce Field Offices Help Business", which describes the services rendered by the Field Offices. It may be procured from any of the Field Offices, or from the Office of Field Services, U.S. Department of Commerce, Washington, D.C. 20230. Guides to publications catalogues and further listings of the major types of information available through the Field Offices of the Office of Field Services may be found in the Public Information Appendices to the Department orders of the operating units listed in paragraph .01 of this section.

.03 The Office of Field Services also publishes the "Commerce Business Daily" which helps American business firms keep abreast of Federal Government procurement and general contracting activity. It lists (by commodity and service) Government procurement invitations, subcontracting leads, contract awards, and sales of surplus property. This publication is sold by subscription by the Superintendent of Documents, Washington, D.C. 20402. Subscription blanks may be obtained from the Office of Field Services, U.S. Department of Commerce, Washington, D.C. 20230, or from any of the 42 Field Offices.

.04 The cities in which the 42 Field Offices are located are shown in Appendix A to this order.

C. *Guide to published materials regarding the "E" Award Program.* Executive Order 10978, which established Presidential awards ("E" Awards) for significant contributions to the export expansion program, is published in 3 CFR 1959–63, pp. 498–499. Requests for information concerning the rules and procedures involved in the administration of the "E" award program may be directed to any Field Office of the Office of Field Services, Department of Commerce or the Office of Field Services, U.S. Department of Commerce, Washington, D.C. 20230. Application forms may be secured from and submitted to the above sources.

D. *Submission of requests and applications.* .01 The Office of Field Services has established no requirements for the submission of forms, reports, or other information from the public, nor does it act for other organizations of the Department of Commerce in receiving such submittals.

.02 Requests for publications, information, or other services available from or through the Office of Field Services may be made to any of its Field Offices. No forms are required in obtaining these services.

E. *Inspection and copying of opinions and orders.* All final opinions and orders made in the adjudication of cases, statements of policy and interpretations not published in the FEDERAL REGISTER, administrative staff manuals and instructions to staff that affect a member of the public, and any other materials required to be made available for public inspection and copying under section 552(a)(2) are made available for such purposes in the Central Reference and Records Inspection Facility of the Department of Commerce, Room 2122, Main Commerce Building, 14th Street between Pennsylvania Avenue and Constitution Avenue NW., Washington, D.C. 20230. Rules concerning the use of this Facility are contained in Part 4, Title 15, Code of Federal Regulations, or may be obtained from the Facility.

F. *Inspection of bureau records.* Rules for persons desiring, pursuant to section 552(a)(3), to inspect records not available to the public as part of the regular public information services of the Office of Field Services are contained in Part 4, Title 15, Code of Federal Regulations. Applications are available from the Central Reference and Records Inspection Facility of the Department of Commerce, or from the Field Offices of the Office of Field Services, Department of Commerce.

DAVID R. BALDWIN,
Assistant Secretary for Administration.

[F.R. Doc. 67–9071; Filed, Aug. 3, 1967; 8:45 a.m.]

[DO 172–B]

U.S. TRAVEL SERVICE

Appendix A—Public Information

JULY 18, 1967.

This material amends the material appearing at 32 F.R. 6375 of April 22, 1967.

A. *Purpose.* The purpose of this appendix is to describe, in general, the public information services of the U.S. Travel Service, to describe the places at which, and the methods whereby, the public may obtain information, to inform the public as to the sources or availability of rules, regulations, procedures, instructions, forms, reports, or other requirements established by the U.S. Travel Service which affect the public, and otherwise to comply with the requirements of section 552 of Title 5, United States Code, as amended by Public Law 90–23 (hereinafter referred to as the Act).

B. *Public information services.* .01 A major function of the U.S. Travel Service (USTS) is to develop, and to disseminate to potential travelers abroad, attractive and useful information concerning the advantages of the United States as a travel destination, points of interest to foreign tourists, services available to foreigners, and official requirements for foreign visitors. This information is made available, both in English and in many foreign languages, through brochures, pamphlets, advertisements in foreign media, and other appropriate channels. Information concerning travel in the United States is also produced for the tourist industry, both abroad (e.g., foreign travel agencies) and domestically (e.g., local visitors bureaus). USTS publications are listed in the annual "Promotional Materials of U.S. Travel Service" which is available from the U.S. Travel Service, U.S. Department of Commerce, Washington, D.C. 20230. A semiannual report on the activities of USTS is available from the U.S. Department of Commerce, Washington, D.C. 20230, at 50 cents per copy.

.02 Most of the USTS publications produced for foreigners can also be obtained from the eleven USTS overseas offices, and in some cases, from the commercial staffs of U.S. embassies and consulates. Each USTS overseas office maintains a reference library for the use of the local travel industry and the general public. The library contains material about individual States, transportation guides, accommodations directories, U.S. Government regulations and formalities, listings of travel agencies and wholesale tour operators, tourist attractions, travel media, and the like. In those areas abroad which are not covered by USTS, potential visitors are invited to use the commercial reading rooms of our diplomatic and consular offices, and the libraries and information centers of U.S. Information Service offices throughout the world. Commercial, visa, and public affairs officers at our embassies and consulates disseminate travel information about the United States, and assist the local travel industry in arranging foreign travel to the United States.

.03 Any requests for information or other inquiry may also be sent to the Director, U.S. Travel Service, Department of Commerce, Washington, D.C. 20230.

C. *Guide to published rules and regulations.* The U.S. Travel Service has no rules and regulations affecting the public, nor does it require any submittals, reports, or other information from the public.

D. *Inspection and copying of opinions and orders.* Any materials of the U.S. Travel Service required to be made available for public inspection and copying pursuant to 5 U.S.C. 552(a)(2), are made available for such purposes at the Central Reference and Records Inspection Facility of the Department of Commerce, Room 2122, Commerce Building, Washington, D.C. 20230. Rules concerning the use of this facility are contained in Part 4, Title 15, Code of Federal Regulations, or may be obtained from the facility.

E. *Inspection of Bureau records.* Rules for persons desiring, pursuant to 5 U.S.C. 552(a)(3), to inspect records of the U.S.

Travel Service, which are not available to the public as part of the regular public information services of USTS, are contained in Part 4, Title 15, Code of Federal Regulations. Application forms and instructions are available from the facility, or from any Field Office of the Office of Field Services, Department of Commerce.

DAVID R. BALDWIN,
Assistant Secretary for Administration.

[F.R. Doc. 67-9072; Filed, Aug. 3, 1967; 8:45 a.m.]

[DO 189-B]

OFFICE OF ADMINISTRATION FOR DOMESTIC AND INTERNATIONAL BUSINESS

Appendix A—Public Information Appendix

JULY 18, 1967.

This material amends the material appearing at 31 F.R. 4170-4171 of March 9, 1966.

A. *Purpose.* The purpose of this appendix is to inform the public as to the operations of the U.S. Expositions Staff, and as to sources or availability of rules, regulations, forms and other requirements established by the Office of Administration for Domestic and International Business for the functions of the U.S. Expositions Staff, and otherwise to comply with the requirements of section 552, Title 5, U.S.C., as amended by Public Law 90-23, June 5, 1967 (81 Stat. 54) (hereinafter referred to as the Act).

B. *U.S. expositions staff operations.* .01 The U.S. Expositions Staff is responsible for coordination of U.S. Government participation in international expositions held in the United States or its territories; for preparing studies and reports preparatory for expositions; for applying appropriate criteria on U.S. participation; and for assuring that expositions will not jeopardize full international participation in the U.S. Bicentennial Exposition by violating standards and schedules of the Bureau of International Expositions. International exhibitions and world fairs are primarily cultural and educational in concept and U.S. participation is aimed at projecting an accurate and meaningful picture of the development of the economic, political and social life of the United States. They are typically longer and involve broader participation than trade fairs and expositions in which U.S. participation is an adjunct to the export promotion program or to implement the Mutual Educational and Cultural Exchange Act.

.02 The U.S. Expositions Staff, headed by a Director and Deputy Director, is organized on a functional basis to cover all phases of exposition planning, development, and operations. There is no permanent field organization. However, when a given pavilion is to be constructed, operated, and maintained, members of the U.S. Expositions Staff, supplemented by temporary employees hired in the field, are assigned to the location.

.03 In the preparation of studies and reports, the Staff has the advice and assistance of Interagency Committees whose members are appointed by appropriate agencies at the request of the Secretary of Commerce. Where criteria for participation are met, the committees also review theme development, story line, and preliminary design concepts.

.04 The legislation providing for Federal participation in some expositions calls for the appointment of a Commissioner for the U.S. Government pavilion. The tenure of the Commissioner is temporary and does not ordinarily exceed a period of from 2 months before opening date to 1 month after the closing date of the Federal exposition. The Commissioner is under the direction of the Secretary and normally is concerned with public relations, protocol, ceremony, and official representation.

C. *Public information services.* .01 There are no regular public information services generated by the organizational units performing administrative functions in the Office of Administration for Domestic and International Business. However, the public may make submittals for any information concerning these functions to the Director, Office of Administration for Domestic and International Business, U.S. Department of Commerce, Washington, D.C. 20230.

.02 The U.S. Expositions Staff publishes in International Commerce every 6 months (in June or July and in December) a list of the Trade Fairs in the United States. International Commerce may be purchased at the Field Offices of the Office of Field Services, Department of Commerce.

.03 The U.S. Expositions Staff provides no other regular information service to the public. It does, however, answer routine inquiries concerning its role in the administration of the Trade Fairs Act of 1959 (19 U.S.C. 1751-1756), and other relevant questions. Such inquiries should be directed to the Director, U.S. Expositions Staff, U.S. Department of Commerce, Washington, D.C. 20230.

D. *Guide to published rules and regulations, trade fairs in the United States.* .01 Under the Trade Fair Act of 1959 (19 U.S.C. 1751-1756), the operator of a designated fair is eligible for the privilege of duty-free entry of articles to be exhibited at the fair or used in the construction, installation, or maintenance of foreign exhibits at the fair. Rules for application for designation of a fair and criteria for judgment are found in 15 CFR Part 364. Applications are received by the U.S. Expositions Staff and are considered by the Trade Fair Act Committee which consists of representatives of the Department units having an interest in this area. This committee makes a recommendation to the Director, Office of Administration for Domestic and International Business who has the authority to sign letters to the Treasury Department granting the privileges provided by the Trade Fair Act.

.02 The U.S. Expositions Staff is responsible for rendering official U.S. Government assistance to sponsors of International Expositions held in the United States. Regulations governing this activity are published in 15 CFR Part 367.

E. *Submissions of requests and applications.* The established places at which and the methods whereby the public may make any submittals, applications, or requests concerning the Trade Fair Act program administered by the U.S. Expositions Staff are found in the rules and regulations cited in section D.01 of this appendix.

F. *Final delegations of authority.* The authority to designate a fair under the provisions of the Trade Fair Act of 1959 (19 U.S.C. 1751-1756) has been delegated to the Director, Office of Administration for Domestic and International Business.

G. *Inspection and copying of opinions and orders.* All final opinions and orders made in the adjudication of cases, statements of policy and interpretations not published in the FEDERAL REGISTER, administrative staff manuals and instructions to staff that affect a member of the public, and any other materials required to be made available for public inspection and copying under section 552(a)(2) are made available for such purposes in the Central Reference and Records Inspection Facility of the Department of Commerce, Room 2122, Main Commerce Building, 14th Street between Pennsylvania Avenue and Constitution Avenue NW., Washington, D.C. 20230. Rules concerning the use of this Facility are contained in Part 4, Title 15, Code of Federal Regulations, or may be obtained from the Facility.

H. *Inspection of Bureau records.* Rules for persons desiring, pursuant to section 552(a)(3), to inspect records not available to the public as part of the regular public information services of Office of Administration for Domestic and International Business are contained in Part 4, Title 15, Code of Federal Regulations. Applications are available from the Central Reference and Records Inspection Facility of the Department of Commerce, or from the Field Offices of the Office of Field Services, Department of Commerce.

DAVID R. BALDWIN,
Assistant Secretary for Administration.

[F.R. Doc. 67-9073; Filed, Aug. 3, 1967; 8:45 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

AQUAFINE CORP.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 7M2150) has been filed by Aquafine Corp., 1230 Sunset Boulevard, Los Angeles, Calif. 90026, proposing an amendment to § 121.3006 *Ultraviolet radiation for the processing and treatment of food* to provide for the safe use

of ultraviolet radiation in the reduction of molds and yeasts within sugar solutions.

Dated: July 27, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-9134; Filed, Aug. 3, 1967; 8:50 a.m.]

BYRNES & KIEFER CO.

Notice of Withdrawal of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b), 72 Stat. 1786; 21 U.S.C. 348(b)), the following notice is issued:

In accordance with § 121.52 *Withdrawal of petitions without prejudice* of the procedural food additive regulations (21 CFR 121.52), Byrnes & Kiefer Co., 1127-1133 Penn Avenue, Pittsburgh, Pa. 15222, has withdrawn its petition (FAP 7A2171), notice of which was published in the FEDERAL REGISTER of May 19, 1967 (32 F.R. 7470), proposing the issuance of a regulation to provide for the safe use of calcium D-saccharate as a component of stabilizers used in meringue made from whites of eggs.

Dated: July 27, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-9135; Filed, Aug. 3, 1967; 8:50 a.m.]

GRIFFITH LABORATORIES, INC.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 7A2193) has been filed by The Griffith Laboratories, Inc., 855 Rahway Avenue, Union, N.J. 07083, proposing that paragraph (b) of § 121.1036 *Monoglyceride citrate* be amended by increasing the tolerance of monoglyceride citrate, used as a synergist and solubilizer in antioxidant formulations for addition to oils and fats, from 200 parts per million (0.02 percent) to 500 parts per million (0.05 percent) of the combined weight of the oil or fat and the additive.

Dated: July 28, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-9136; Filed, Aug. 3, 1967; 8:50 a.m.]

JOHN I. HAAS, INC.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 8A2195) has been filed by John I. Haas, Inc., Post Office Box 1441, Yakima, Wash. 98901, proposing the issuance of a regulation to provide for the safe use of *n*-hexane as a solvent in the extraction of hops. A tolerance is proposed of 2.2 percent *n*-hexane in the hops extract to be used in the production of malt beverages.

Dated: July 27, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-9137; Filed, Aug. 3, 1967; 8:50 a.m.]

MONSANTO CO.

Notice of Filing of Petition Regarding Pesticides

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), notice is given that a petition (PP 7F0622) has been filed by Monsanto Co., 800 North Lindbergh Boulevard, St. Louis, Mo. 63166, proposing the establishment of a tolerance of 0.2 part per million for negligible residues of the herbicide 2 - chloro - 2',6' - diethyl-*N*-(methoxymethyl) acetanilide in or on the raw agricultural commodities corn forage, corn grain, and soybeans.

The analytical method proposed in the petition for determining residues of the herbicide is a gas-liquid chromatographic technique using a hydrogen flame-ionization detector.

Dated: July 28, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-9138; Filed, Aug. 3, 1967; 8:50 a.m.]

NATIONAL CASH REGISTER CO.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 7A2191) has been filed by The National Cash Register Co., Dayton, Ohio 45409, proposing the issuance of a regulation to provide for the safe use of a formulation containing succinylated gelatin, arabinogalactan, silicon dioxide, and other substances generally recognized as safe, or sanctioned for the purpose intended, as the wall material of microcapsules for encapsulating food-flavoring substances.

Dated: July 28, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-9139; Filed, Aug. 3, 1967; 8:51 a.m.]

SCIENTIFIC ASSOCIATES, INC.

Notice of Withdrawal of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b), 72 Stat. 1786; 21 U.S.C. 348(b)), the following notice is issued:

In accordance with § 121.52 *Withdrawal of petitions without prejudice* of the procedural food additive regulations (21 CFR 121.52), Scientific Associates, Inc., 6200 South Lindbergh Boulevard, St. Louis, Mo. 63123, has withdrawn its petition (FAP 7L2155), notice of which was published in the FEDERAL REGISTER of April 28, 1967 (32 F.R. 6588), proposing the issuance of a regulation to provide for the safe use in food and food-contact surfaces of the following synthetic alcohols manufactured by utilizing aluminum, ethylene, hydrogen, and air as raw materials in a series of chemical reactions: Cetyl, decyl, hexyl, lauryl, myristyl, octyl, and stearyl.

Dated: July 28, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-9140; Filed, Aug. 3, 1967; 8:51 a.m.]

THOMPSON CHEMICAL CORP.

Notice of Withdrawal of Petition Regarding Pesticides

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), the following notice is issued:

In accordance with § 120.8 *Withdrawal of petitions without prejudice* of the pesticide regulations (21 CFR 120.8), Thompson Chemical Corp., 23529 South Figueroa Street, Wilmington, Calif. 90744, has withdrawn its petition (PP 7F0589), notice of which was published in the FEDERAL REGISTER of May 2, 1967 (32 F.R. 6738), proposing the establishment of a tolerance of 2 parts per million for residues of the growth regulator dimethylamine salt of 2,4-dichlorophenoxyacetic acid in or on the raw agricultural commodity apricots.

Dated: July 28, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-9141; Filed, Aug. 3, 1967; 8:51 a.m.]

WALLERSTEIN CO., DIVISION OF TRAVENOL LABORATORIES, INC.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348(b)(5)), notice is given that a petition (FAP 7A2194) has been filed by Wallerstein Co., Division of Travenol Laboratories, Inc., 125 Lake Avenue,

Staten Island, N.Y. 10303, proposing the issuance of a regulation to provide for the safe use of zinc sulfate in fermented malt beverages to improve foam properties.

Dated: July 27, 1967.

J. K. KIRK,
Associate Commissioner for Compliance.

[F.R. Doc. 67-9142; Filed, Aug. 3, 1967; 8:51 a.m.]

Office of Education

NONCOMMERCIAL EDUCATIONAL TELEVISION BROADCAST FACILITIES

Applications for Financial Assistance

Notice is hereby given that effective with this publication the following described applications for Federal financial assistance in the construction of noncommercial educational television broadcast facilities are accepted for filing in accordance with 45 CFR 60.7:

Rochester Area Educational Television Association, Inc., 410 Alexander Street, Rochester, N.Y., File No. 206, to improve the facilities of noncommercial educational television station WXXI, Channel 21, Rochester, N.Y.

Milwaukee Board of Vocational and Adult Education, 1015 North 6th Street, Milwaukee, Wis., File No. 207, to improve the facilities of noncommercial educational television station WMVS, Channel 10, Milwaukee, Wis.

Any interested person may, pursuant to 45 CFR 60.8 within 30 calendar days from the date of this publication, file comments regarding the above applications with the Chief, Educational Television Facilities Branch, U.S. Office of Education, Washington, D.C. 20202.

(76 Stat. 64, 47 U.S.C. 390)

RAYMOND J. STANLEY,
Chief, Educational Television Facilities Branch, U.S. Office of Education.

[F.R. Doc. 67-9096; Filed, Aug. 3, 1967; 8:47 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 18778; Order No. E-25477]

JET AIR FREIGHT

Order of Tentative Approval

Adopted by the Civil Aeronautics Board at its office in Washington, D.C., on the 1st day of August 1967.

Application of Jet Air Freight (formerly Jet Transportation, Inc.), Docket 18778; for approval without a hearing of a merger under section 408 of the Federal Aviation Act of 1958, as amended.

By application filed July 11, 1967,[1] Jet Air Freight, formerly Jet Transportation, Inc. doing business as Jet Air Freight (Jet)[2] requested approval without a hearing pursuant to section 408 of the Federal Aviation Act of 1958, as amended (the Act), of a proposed merger with Speedway Trucking Co. (Speedway) and International Airfreight, Inc., doing business as Jet International (International). Jet will acquire and subsequently cancel all of the shares of each of the latter corporations in exchange for new shares to be issued by Jet as the survivor corporation.

Jet, Speedway, and International are all California corporations. Jet is a domestic and international airfreight forwarder and an IATA air cargo sales agent. International holds an ocean freight forwarder license issued by the Federal Maritime Commission and operates as an ocean freight forwarding broker in the utilization of harbor truckers to pick up and deliver freight to ocean carriers with which it books shipments. It is also an IATA air cargo sales agent, but is presently inactive, has never operated under its appointment, and contemplates cancellation of its appointment when the proposed merger becomes effective.[3]

Speedway is an intrastate motor carrier which holds various permits issued by the Public Utilities Commission of California,[4] is authorized to operate within a 150-mile radius of Los Angeles, and provides pickup and delivery service of freight under an exclusive contract with Jet in furtherance of the latter's intrastate, interstate, and international air freight forwarding operations. The applicant states that Speedway was started for the sole purpose of providing delivery and pickup services for Jet in the Los Angeles area and has operated under this arrangement since its formation; Speedway performs at Jet's direction; Jet's employees dispatch Speedway's trucks which are driven by Speedway's employees; and Speedway provides insurance coverage for all Speedway trucks and Jet provides insurance coverage for all cargo carried by Speedway trucks. The applicant further states that Speedway, although it does not advertise for, nor solicit business from the general public, is not restricted to operate exclusively for Jet, and either party may terminate the contract upon 90 days' notice to the other party. Jet and Speedway are both controlled by Julius Wagner and his wife, and by Sam Moldave and his wife, and Jet owns 20 percent of the issued and outstanding shares of International.

Pursuant to, and as a part of the proposed merger, Jet will be recapitalized by increasing its authorized capital stock from 1,000 to 1 million shares of common stock, of which approximately 325,000 shares will be issued and outstanding. Each outstanding share of Jet (580 shares) will be reconstructed and split up into 252.16 shares of the new common stock of Jet; each outstanding share of Speedway (6⅓ shares) will be converted into 17,961.95 shares of the survivor corporation; and each outstanding share of International (1,000 shares) will be converted into 81.25 shares of Jet, the survivor corporation. The present outstanding shares of each corporation will be canceled and all properties of each corporation, subject to their respective liabilities, will become vested in the survivor corporation. It is noted that the preexisting controls of Jet and Speedway by the Wagner and Moldave families will be continued in the survivor corporation by reason of their being the two largest shareholders of Jet with 45.23 percent of the stock being divided almost equally between them.

The application states that the proposed merger will enhance the survivor company's financial position and present any potential services to the public in comparison with prospects for each constituent company alone, and that Jet as the survivor corporation would then be able to compete more vigorously in the airfreight forwarding business. The applicant contends that the proposed merger would be consistent with the public interest, and would otherwise meet the Board's requirements for approval without a hearing pursuant to the third proviso of section 408(b) of the Act.

Upon consideration of the application[5] the Board concludes that Jet is an air carrier, and Speedway is a common carrier within the meaning of section 408 of the Act and that the merger of Speedway into Jet is subject to that section.[6] However, the Board has further concluded tentatively that the proposed merger does not affect a carrier directly engaged in the operation of aircraft in air transportation, does not result in a monopoly, and does not restrain competition. Furthermore, no person disclosing a substantial interest in the proceeding is currently requesting a hearing. The proposed merger is basically similar to other control relationships involving air freight forwarders and direct surface carriers holding limited operating rights, and which have been approved by the Board. In this instance, Speedway is authorized to operate solely within California. Thus, the instant application does

[1] The application was supplemented by letters of July 17, 18, 21, and 24, 1967, and amended on July 20, 1967, and supplemented on July 24, 1967.

[2] An application for change of name has been filed with the Board, Docket 18798.

[3] As an agent for shippers of ocean freight, International is not considered a common carrier by the Federal Maritime Commission, nor does it appear to be a common carrier within the meaning of section 408 of the Act. Similarly, under the facts set forth above, International does not appear to be a person engaged in a phase of aeronautics within the meaning of this section.

[4] The permits authorize Speedway to operate as a "radial highway common carrier" (No. 19-54374), a "highway contract carrier" (No. 19-54375), and a city carrier (No. 19-54376).

[5] It appears that the common control and interlocking relationships involving Jet, Speedway, and the Wagner and Moldave families jointly have been in effect since July 18, 1960. Nevertheless, it has been decided not to enforce the doctrine expressed in the Sherman Control and Interlocking Relationships, 15 CAB 876 (1952) and to consider the application on its merits.

[6] Our action herein does not extend to International since International is not deemed to be subject to the Act.

not present any new substantive issues not heretofore considered by the Board.[7] On the basis of the facts as they exist today, approval of the merger would not be inconsistent with the public interest. Of course, if the surface rights of the merged company should be expanded to include interstate authority, new policy questions would be posed. Consequently, any approval granted herein will continue only so long as the merged carrier's direct surface carrier rights are intrastate in scope.[8]

In view of the foregoing, the Board tentatively finds that the merger should be approved without hearing under the provisions of section 408(b) of the Act. In accordance therewith, this order, constituting a notice of the Board's tentative finding, will be published in the FEDERAL REGISTER and interested persons will be afforded an opportunity to file comments or request a hearing on the Board's tentative decision.

Accordingly, it is ordered:

1. That the Attorney General of the United States be furnished a copy of this order within 1 day of its publication;

2. That interested parties are hereby afforded a period of ten (10) days within which to file comments or request a hearing with respect to the Board's proposed action on the application in Docket 18778,[9] and

3. That, to the extent not granted, the application is dismissed.

This order will be published in the FEDERAL REGISTER.

By the Civil Aeronautics Board.

[SEAL] HAROLD R. SANDERSON,
Secretary.

[F.R. Doc. 67-9109; Filed, Aug 3, 1967; 8:48 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 17607, 17608; FCC 67-851]

AMERICANA BROADCASTING CORP. AND LOYOLA UNIVERSITY

Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of Americana Broadcasting Corp., New Orleans, La., Requests: 101.9 mc, No. 270; 50 kw; 410 ft., Docket No. 17607, File No. BPH-5404; Loyola University, New Orleans, La., Requests: 101.9 mc, No. 270; 50 kw; 830 ft., Docket No. 17608, File No. BPH-5466; for construction permits.

1. The Commission has under consideration the above-captioned and described applications which are mutually exclusive in that operation by the applicants as proposed would result in mutually destructive interference.

2. Consideration of the programing proposals is required because of the substantial and material difference between the proposals in the amount of AM programing to be duplicated. Americana Broadcasting Corp. proposes 50 percent duplication while Loyola University proposes a maximum of 19 percent duplication. Therefore, evidence regarding program duplication will be admissible under the standard comparative issue. The showing permitted under the standard comparative issue when duplicated programing is proposed will be limited to evidence concerning the benefits to be derived from the proposed duplication, and a full comparison of the applicants' program proposals will not be permitted in the absence of a specific programing inquiry—Jones T. Sudbury ____ FCC 2d ____, FCC 67-614 (1967). Nevertheless, the parties are free to seek enlargement of the issues to include a special programing issue—see Chapman Radio and Television Co. (7 FCC 2d, 213, FCC 67-234 (1967) and Jones T. Sudbury, supra.

3. Neither applicant would be able to provide a 3.16-mv/m signal to the entire city of New Orleans as required by § 73.315(a) of the Commission's rules. In both cases this inability results from the fact that the city is about 34 miles wide. The small portion not receiving the required signal is primarily an unpopulated swamp. Under these circumstances, we have determined that waiver of this provision is appropriate and will condition a grant of either application accordingly.

4. Each of the applicants are qualified to construct and operate as proposed. However, because of their mutual exclusivity, the Commission is unable to make a statutory finding that a grant of the subject applications would serve the public interest, convenience, and necessity, and is of the opinion that they must be designated for hearing in a consolidated proceeding on the issues set forth below.

It is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent Order, upon the following issues:

1. To determine which of the proposals would better serve the public interest.

2. To determine in the light of the evidence adduced pursuant to the foregoing issue, which of the applications for construction permit should be granted.

It is further ordered, That to avail themselves of the opportunity to be heard, the applicants, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney shall, within 20 days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

It is further ordered, That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: July 19, 1967.

Released: July 31, 1967.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-9111; Filed, Aug. 3, 1967; 8:48 a.m.]

[Docket Nos. 16706-16708; FCC 67M-1286]

ATLANTIC BROADCASTING CO. (WUST) ET AL.

Order After Prehearing Conference

In re applications of: Atlantic Broadcasting Co. (WUST), Bethesda, Md., Docket No. 16706, File No. BP-14357, for construction permit; Atlantic Broadcasting Co. (WUST), Bethesda, Md., Docket No. 16707, File No. BR-1513, for renewal of license; Bethesda-Chevy Chase Broadcasters, Inc., Bethesda, Md., Docket No. 16708, File No. BP-16319, for construction permit.

A prehearing conference in the above-entitled proceeding having been held today: *It is ordered*, That the hearing will convene at 10 a.m. on Wednesday, November 8, 1967, at the Commission's offices, Washington, D.C.; and

It is ordered further, That exhibits will be exchanged by October 10, with one copy of each provided to counsel and the Hearing Examiner, and that the agreements and understandings reached upon the record of today's prehearing conference are hereby incorporated by reference with the same effect as if set forth herein verbatim.

Issued: July 28, 1967.

Released: July 31, 1967.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-9112; Filed, Aug. 3, 1967; 8:48 a.m.]

[7] Cf. Skymaster, Inc., et al., Docket 18518, Order E-25375, July 3, 1967.

[8] If Jet or the owners of Jet establish or acquire a company and such company has or acquires direct surface operating rights in interstate transportation, relationships covered by section 408 would exist and appropriate relief by the Board would be required.

[9] Comments shall conform to the requirements of the Board's rules of practice. Further, since an opportunity to file comments is provided for, petitions for reconsideration of this order will not be entertained.

[1] Commissioners Bartley and Loevinger absent.

[Docket Nos. 17611, 17612; FCC 67-854]

AUGUSTA TELECASTERS, INC., AND GEORGIA-CAROLINA INDUSTRIES, INC.

Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of: Augusta Telecasters, Inc., Augusta, Ga., Docket No. 17611, File No. BPCT-3840; Georgia-Carolina Industries, Inc., Augusta, Ga., Docket No. 17612, File No. BPCT-3894; for construction permit for new television broadcast station.

1. The Commission has before it for consideration the above-captioned applications each requesting a construction permit for a new television broadcast station to operate on Channel 26, Augusta, Ga.

2. The transmitter proposed by Augusta Telecasters, Inc., has not been type-accepted by the Commission. Accordingly, in the event of a grant of the application of Augusta Telecasters, Inc., the grant shall be made subject to the condition that, prior to licensing, the permittee shall submit acceptable data for type acceptance of the proposed transmitter in accordance with § 73.640 of the Commission's rules.

3. The applicants are qualified to construct, own and operate the proposed new television broadcast station. The applications are, however, mutually exclusive in that operation by the applicants as proposed would result in mutually destructive interference. The Commission, is therefore, unable to make the statutory finding that a grant of the applications would serve the public interest, convenience and necessity, and is of the opinion that they must be designated for hearing in a consolidated proceeding on the issues set forth below.

It is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the above-captioned applications of Augusta Telecasters, Inc., and Georgia-Carolina Industries, Inc., are designated for hearing in a consolidated proceeding at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine which of the proposals would best serve the public interest.

2. To determine, in the light of the evidence adduced pursuant to the foregoing issue, which of the applications should be granted.

It is further ordered, That, in the event of a grant of the application of Augusta Telecasters, Inc., such grant shall be made subject to the condition that, prior to licensing, the permittee shall submit acceptable data for type acceptance of its proposed transmitter in accordance with the requirements of § 73.640 of the Commission's rules.

It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants herein, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney, shall within 20 days of the mailing of this order, file with the Commision, in triplicate a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

It is further ordered, That, the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commisison's rules, give notice of the hearing, either individually or if feasible, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: July 19, 1967.

Released: July 31, 1967.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] BEN F. WAPLE, *Secretary.*

[F.R. Doc. 67-9113; Filed, Aug. 3, 1967; 8:48 a.m.]

[Docket Nos. 17555-17558; FCC 67M-1291]

AZALEA CORP. ET AL.

Order Continuing Hearing

In re applications of Azalea Corp., Mobile, Ala., Docket No. 17555, File No. BP-17340; W.G.O.K., Inc. (WGOK), Mobile, Ala., Docket No. 17556, File No. BP-17398; People's Progressive Radio, Inc., Mobile, Ala., Docket No. 17557, File No. BP-17477; Mobile Broadcast Service, Inc., Mobile, Ala., Docket No. 17558, File No. BP-17478; for construction permits.

Pursuant to agreements of counsel arrived at during the prehearing conference in the above-styled proceeding held on July 25, 1967: *It is ordered,* That a further prehearing conference will be held on September 20, 1967, at 10 a.m. in the offices of the Commission, Washington, D.C.; and *It is further ordered,* That the hearing in this proceeding now scheduled for September 20, 1967, is continued to a date to be fixed at the prehearing conference to be held on September 20, 1967.

Issued: July 28, 1967.

Released: July 31, 1967.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE, *Secretary.*

[F.R. Doc. 67-9114; Filed, Aug. 3, 1967; 8:48 a.m.]

[Docket No. 16722; FCC 67M-1265]

BLACK HAWK BROADCASTING CO. (KWWL-TV)

Order Scheduling Further Hearing Conference

In re application of Black Hawk Broadcasting Co. (KWWL-TV), Waterloo, Iowa, Docket No. 16722, File No. BPCT-3606; for construction permit.

The Hearing Examiner having under consideration the informal request for continuance of hearing filed on July 24, 1967, by Black Hawk Broadcasting Co.;

It appearing, that all parties have consented to immediate consideration and grant of said request and good cause is shown for a grant thereof, the Federal Aviation Administration still having under consideration the application seeking approval of a site which would meet the Commission's spacing requirements;

It is ordered, That the said request is granted; the hearing presently scheduled for August 2, 1967, is canceled;

It is further ordered, That a further hearing conference shall be held herein on September 7, 1967, commencing at 9 a.m. in the offices of the Commission at Washington, D.C.

Issued: July 25, 1967.

Released: July 27, 1967.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE, *Secretary.*

[F.R. Doc. 67-9115; Filed, Aug. 3, 1967; 8:48 a.m.]

[Docket Nos. 17594, 17595; FCC 67M-1271]

GOSPEL BROADCASTING COMPANY OF FORT WAYNE, INC., ET AL.

Order Scheduling Hearing

In re applications of The Gospel Broadcasting Company of Fort Wayne, Inc., Fort Wayne, Ind., Docket No. 17594, File No. BPH-5561; Clarence C. Moore trading as Fort Wayne Broadcasting Co., Fort Wayne, Ind., Docket No. 17595, File No. BPH-5672; for Construction Permits.

It is ordered, That Charles J. Frederick shall serve as Presiding Officer in the above-entitled proceeding; that the hearings therein shall be convened on October 23, 1967, at 10 a.m.; and that a prehearing conference shall be held on September 5, 1967, commencing at 9 a.m.: *And, it is further ordered,* That all proceedings shall take place in the offices of the Commission, Washington, D.C.

Issued: July 20, 1967.

Released: July 28, 1967.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE, *Secretary.*

[F.R. Doc. 67-9116; Filed, Aug. 3, 1967; 8:48 a.m.]

[Docket No. 17437; FCC 67M-1202]

FRANK HOVIS HEMBY

Order Scheduling Hearing

In the matter of Frank Hovis Hemby, Zion Lutheran Church and School, 6121 East Lovers Lane, Dallas, Tex. 75214, Docket No. 17437, suspension of radiotelegraph first class operator license and radiotelephone first class operator license.

The Chief Hearing Examiner having under consideration a request in behalf

[1] Commissioners Bartley and Loevinger absent.

of the Commission's Field Engineering Bureau, filed July 19, 1967, for designation of a time and place for the hearing in the above-entitled proceeding;

It appearing, that by orders heretofore issued herein, the hearing in this proceeding was scheduled to be held in the offices of the Commission, Washington, D.C., and that, by the request here under consideration, the Bureau proposes that it be held in the city of Dallas, Tex., during the early part of September 1967;

It appearing further, that, under date of May 16, 1967, the respondent herein, Frank Hovis Hemby, also requested that the hearing be held in Dallas, Tex. the hearing be held in Dallas, Tex.;

It appearing further, that, in the circumstances here present, it is appropriate to waive the 4-day rule in the matter of acting on the instant request, for respondent cannot be prejudiced by such waiver since he too has requested that the hearing herein be held in Dallas, Tex.;

It is ordered, That the requests of the Bureau and the respondent are granted, and that the hearing in the above-entitled proceeding shall be convened at Dallas, Tex., Thursday, September 7, 1967.

Issued: July 19, 1967.

Released: July 19, 1967.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-9117; Filed, Aug. 3, 1967; 8:48 a.m.]

[Docket Nos. 17519, 17520; FCC 67M-1290]

HI-POINT BROADCASTING CO. AND CHARLES H. CHAMBERLAIN

Order Continuing Hearing

In re applications of Hi-Point Broadcasting Co., Bellefontaine, Ohio, Docket No. 17519, File No. BPH-5468; Charles H. Chamberlain, Bellefontaine, Ohio, Docket No. 17520, File No. BPH-5497; for Construction Permits.

Pursuant to agreements of counsel arrived at during the prehearing conference in the above-styled proceeding held on this date: *It is ordered*, That the hearing in this proceeding now scheduled for September 7, 1967, is continued to October 18, 1967, beginning at 10 a.m., in the offices of the Commission, Washington, D.C.

Issued: July 28, 1967.

Released: July 31, 1967.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-9118; Filed, Aug. 3, 1967; 8:49 a.m.]

[Docket Nos. 17243-17250; FCC 67M-1285]

KITTYHAWK BROADCASTING CORP. ET AL.

Order Regarding Procedual Dates

In re applications of Kittyhawk Broadcasting Corp., Kettering, Ohio, Docket No. 17243, File No. BP-16603; The Gem City Broadcasting Co., Kettering, Ohio, Docket No. 17244, File No. BP-16877; Western Ohio Broadcasting Service, Inc., Eaton, Ohio, Docket No. 17245, File No. BP-16816; Treaty City Radio, Inc., Greenville, Ohio, Docket No. 17246, File No. BP-16881; James L. Schmalz, Phyliss Ann Schmalz, James I. Toy, Jr., and Thomas A. Gallmeyer, doing business as Bloomington Broadcasting Co., Bloomington, Ind., Docket No. 17247, File No. BP-16876; Voice of the Ohio Valley, Inc., Louisville, Ky., Docket No. 17248, File No. BP-16878; W. V. Ramsey and Lewis Young, doing business as Shively Broadcasting Co., Shively, Ky., Docket No. 17249, File No. BP-16738; Albert S. Tedesco (WWCM), Brazil, Ind., Docket No. 17250, File No. BP-16669, for construction permits.

The Hearing Examiner having under consideration a modification of the schedule for further proceedings;

It appearing that counsel for all parties met informally at a conference with the Examiner on July 27, 1967, and reported that certain difficulties are being encountered in the completion of technical exhibits, for which reason a change is desired in dates for exchange of exhibits and commencement of hearing;

It further appearing that good cause was shown;

It is ordered, That the following schedule will govern the course of hearing:

1. September 14—Exchange of engineering exhibits.
2. October 13—Notification of engineering witnesses desired.
3. October 23—Hearing on engineering cases only and exchange of lay exhibits.
4. November 3—Notification of lay witnesses desired.
5. November 14—Hearing on lay portions of the case.

Issued: July 28, 1967.

Released: July 28, 1967.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-9119; Filed, Aug. 3, 1967; 8:49 a.m.]

[Docket Nos. 17521, 17522; FCC 67-M 1284]

MESA MICROWAVE, INC., AND VUMORE CO.

Order Continuing Hearing

In re applications of Mesa Microwave, Inc., for renewal of license of station KLH82, Muenster, Tex., Docket No. 17521, File No. 1833-C1-R-66; Vumore Co., for construction permit for a new microwave point-to-point radio station to provide service to applicant's CATV system at Ardmore, Okla., Docket No. 17522, File No. 22628-1B-25X.

The Hearing Examiner having under consideration the joint "Motion for Continuance" filed on July 28, 1967 by the above-entitled applicants, requesting that the presently scheduled prehearing conference and hearing be continued;

It appearing, that the Commission's Order of Designation made Eastern Oklahoma Television Co., Inc., licensee of Station KTEN, and Texoma Broadcasters, Inc., licensee of KXII, parties to the above proceeding; and

It further appearing, that agreement has been reached between Mesa, Vumore, KTEN, and KXII that will resolve several of the issues designated for hearing, thus eliminating the necessity for hearing or substantially reducing the time required for such hearing; and

It further appearing, that counsel for KTEN, KXII, and the Broadcast Bureau have advised that they have no objection to the requested continuance, and that good cause has been shown for a grant thereof;

It is ordered, That the joint "Motion for Continuance" noted above, be, and the same is, hereby granted; that the prehearing conference presently scheduled for July 31, 1967, be, and the same is, hereby continued to September 18, 1967 at 9 a.m., and that the hearing presently scheduled for September 11, 1967, be, and the same is, hereby continued to a date to be set at the aforementioned prehearing conference.

Issued: July 28, 1967.

Released: July 28, 1967.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-9120; Filed, Aug. 3, 1967; 8:49 a.m.]

[Docket No. 17613; FCC 67-856]

MILTON BROADCASTING CO.

Order Designating Application for Hearing on Stated Issues

In re application of Clayton W. Mapoles, tr/as Milton Broadcasting Co., Docket No. 17613, File No. BR-2983; for renewal of license of Station WEBY, Milton, Fla.

1. The Commission has before it for consideration (1) the above-captioned application for renewal of license of Station WEBY, Milton, Fla.; (2) Commission correspondence with the licensee and others; and (3) the Commission's field inquiry with respect to the operation of Station WEBY.

2. The Commission's inquiry into certain matters asserted in correspondence to the Commission and into the operation of WEBY raises a number of serious questions bearing upon whether Milton

Broadcasting Co. possesses the qualifications to remain the licensee of WEBY.

3. In view of these questions the Commission is unable to find that a grant of the above-captioned application would serve the public interest, convenience, and necessity and must, therefore, designate this application for a hearing.

4. *Accordingly, it is ordered,* That pursuant to section 309(e) of the Communications Act of 1934, as amended, the above-captioned application for renewal of license is designated for a hearing to be held at Milton, Fla., at a time to be specified in a subsequent order, upon the following issues:

(1) To determine the facts and circumstances surrounding the broadcast of editorial or other comment concerning John C. Boles over Station WEBY on April 22, 1966;

(2) To determine whether in written statements to the Commission the applicant or its agents, employees or representatives misrepresented facts to the Commission and/or lacked candor;

(3) To determine whether during April 1966 the applicant complied with the fairness doctrine (a) by furnishing to persons attacked transcripts, recordings or summaries of personal attacks broadcast during presentation of views on controversial issues of public importance, together with offers of reasonable opportunity to respond over the applicant's facilities, and (b) by furnishing to candidates opposed in editorials broadcast by the station, transcripts, recordings, or summaries of such editorials together with offers of reasonable opportunity for the candidates or their spokesmen to respond over the applicant's facilities;

(4) To determine whether the licensee operated its station in violation of the provisions of § 73.112(a) (1) (iii);

(5) To determine whether in light of the evidence adduced under the foregoing issues, the applicant has the necessary qualifications to continue to be the licensee of Station WEBY;

(6) To determine whether in light of all the evidence a grant of the application for renewal of the license of Station WEBY would serve the public interest, convenience, and necessity.

It is further ordered, That the Chief, Broadcast Bureau, proceed with the initial introduction of evidence with respect to issues 1 through 4 to delineate the facts in issue. See D & E Broadcasting Co., 1 FCC 2d 78; 5 RR 2d 475 (1965). Following the Bureau's initial presentation, the applicant will then proceed with his evidence under the issues.

It is further ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the Chief, Broadcast Bureau, is directed to serve upon the applicant a Bill of Particulars setting forth the charges relating to the above issues. See Dispatch, Inc., 10 RR 1190.

It is further ordered, That, to avail himself of the opportunity to be heard, the applicant herein, pursuant to § 1.221 of the Commission's rules, in person or by attorney, shall within 20 days of the mailing of this order, file with the Commission, in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

It is further ordered, That the applicant herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing within the time and in the manner prescribed in such Rule and shall advise the Commission thereof as required by § 1.594 of the rules.

Adopted: July 19, 1967.

Released: Aug. 1, 1967.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] BEN F. WAPLE, *Secretary.*

[F.R. Doc. 67-9121; Filed, Aug. 3, 1967; 8:49 a.m.]

[Docket Nos. 17609, 17610; FCC 67-853]

MINSHALL BROADCASTING CO., INC., AND UNIVERSITY CITY TELEVISION CABLE CO., INC.

Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of: Minshall Broadcasting Co., Inc., Gainesville, Fla., Docket No. 17609, File No. BPCT-3879; University City Television Cable Co., Inc., Gainesville, Fla., Docket No. 17610, File No. BPCT-3939; for Construction Permit for New Television Broadcast Station.

1. The Commission has before it for consideration the above-captioned applications each requesting a construction permit for a new television broadcast station to operate on Channel 20, Gainesville, Fla.

2. With respect to the issues specified below the following considerations are pertinent:

Based on the information contained in the application of University City Television Cable Co., Inc., cash in the amount of $273,562 will be needed for the construction and first-year operation of the proposed station, consisting of cost of equipment—$137,812; building—$10,750, other items—$5,500; first-year cost of operation—$120,000. To meet the cash requirements, the applicant relies upon the availability of $280,000 in loans from its four principal stockholders. While the applicant has established the availability of a $70,000 loan from J. D. Cutlip, it has failed to demonstrate how Ralph Shepler, Harry H. Harkins, and C. W. Thornley will obtain liquid and current assets (as defined in section III, Paragraph 4(d), FCC Form 301) in excess of current liabilities in sufficient amount for each stockholder to meet his commitment to loan $70,000 to the applicant. Furthermore, while the applicant estimates first-year revenues of $150,000, it has not submitted any data in an effort to support such an estimate. Accordingly, financial issues have been specified.

3. Since the principals of University City Television Cable Co., Inc., own CATV systems and the Commission has issued a Notice of Inquiry into Developing Patterns of Ownership in the CATV Industry, Docket No. 17371, 7 FCC 2d 853, in the event of a grant of the application of University City Television Cable Co., Inc., the grant shall be made without prejudice to whatever action the Commission may deem appropriate as a result of the pending proceeding in Docket No. 17371.

4. There appears to be a significant disparity in the proposed Grade B contours of the applications. In accordance with the Commission's policy, evidence with respect to which of the proposals would represent a more efficient use of the frequency may be adduced under the comparative issue.[2]

5. Minshall Broadcasting Co., Inc., proposes to locate its main studios outside of the corporate limits of Gainesville, Fla., at its transmitter site, which is located approximately 5½ miles from Gainesville. The applicant states that the combined studio-transmitter location will result in a more efficient operation and therefore enable the applicant to decrease its cost of operation. The applicant also states that the proposed studio location is easily accessible by a paved state highway. We believe that good cause has been shown for so locating the main studios and that the location proposed would not be inconsistent with operation of the station in the public interest. We will provide, therefore, that in the event of a grant of the application of Minshall Broadcasting Co., Inc., the Commission's consent to the location will be granted, pursuant to § 73.613(b) of the rules.

6. Minshall Broadcasting Co., Inc., is qualified to construct, own and operate the proposed new television broadcast station and, except as indicated by the issues set forth below, University City Television Cable Co., Inc., is qualified to construct, own and operate the proposed new television broadcast station. The applications are, however, mutually exclusive in that operation by the applicants as proposed would result in mutually destructive interference. The Commission is, therefore, unable to make the statutory finding that a grant of the applications would serve the public interest, convenience and necessity, and is of the opinion that they must be designated for hearing in a consolidated proceeding on the issues set forth below.

It is ordered, That, pursuant to section 309(e) of the Communications Act of 1934, as amended, the above-captioned applications of Minshall Broadcasting Co., Inc., and University City Television Cable Co., Inc., are designated for hearing in a consolidated proceeding at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine with respect to the application of University City Television Cable Co., Inc.:

(a) Whether Ralph Shepler, Harry H. Harkins, and C. W. Thornley have liquid and current assets (as defined in section

[1] Commissioners Bartley and Loevinger absent.

[2] Harriscope, Inc., FCC 65-1165, 2 FCC 2d 223.

III, Paragraph 4(d), FCC Form 301) in excess of current liabilities in sufficient amounts to meet their respective commitments to loan $70,000 each to the applicant.

(b) Whether, in the light of the evidence adduced pursuant to the foregoing, University City Television Cable Co., Inc., is financially qualified.

2. To determine which of the proposals would better serve the public interest.

3. To determine, in the light of the evidence adduced pursuant to the foregoing issues, which of the applications should be granted.

It is further ordered, That, in the event of a grant of the application of Minshall Broadcasting Co., Inc., the applicant's request, pursuant to § 73.613(b) of the Commission's rules to locate its main studios outside of the corporate limits of Gainesville, Fla., shall be granted.

It is further ordered, That, in the event of a grant of the application of University City Television Cable Co., Inc., the grant shall be without prejudice to whatever action the Commission may deem appropriate as a result of the pending proceeding in Docket No. 17371.

It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants herein, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney, shall within twenty (20) days of the mailing of this order, file with the Commission, in triplicate a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this order.

It is further ordered, That, the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or if feasible, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by §1.594(g) of the rules.

Adopted: July 19, 1967.

Released: August 1, 1967.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-9122; Filed, Aug. 3, 1967; 8:49 a.m.]

[Docket Nos. 17541, 17542; FCC 67M-1289]

SRC, INC., AND SAN ANGELO INDEPENDENT SCHOOL DISTRICT NO. 226-903

Order Continuing Hearing

In re applications of SRC, Inc., San Angelo, Tex., Docket No. 17541, File No. BPCT-3764; San Angelo Independent School District No. 226-903, San Angelo, Tex., Docket No. 17542, File No. BPCT-3783; for construction permit for new television broadcast station (Channel 6).

Pursuant to agreements of counsel arrived at during the prehearing conference in the above-styled proceeding held on July 27, 1967: *It is ordered*, That a further prehearing conference will be held on September 6, 1967, at 9 a.m., in the offices of the Commission, Washington, D.C.; *And it is further ordered*, That the hearing in this proceeding now scheduled for September 13, 1967 is continued to November 6, 1967, beginning at 10 a.m., in the offices of the Commission, Washington, D.C.

Issued: July 28, 1967.

Released: July 31, 1967.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-9123; Filed, Aug. 3, 1967; 8:49 a.m.]

[Docket No. 17143; FCC 67M-1297]

STOKES COUNTY BROADCASTING CO. (WKTE)

Order Scheduling Further Prehearing Conference

In re application of Stokes County Broadcasting Co. (WKTE), King, N.C., Docket No. 17143, File No. BP-16610; for construction permit.

It is ordered, With the agreement of all parties to the proceeding, that a further prehearing conference herein will be convened by the presiding Hearing Examiner in the Offices of the Commission, Washington, D.C., at 9 a.m., August 23, 1967.

Issued: July 31, 1967.

Released: July 31, 1967.

FEDERAL COMMUNICATIONS COMMISSION,

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-9124; Filed, Aug. 3, 1967; 8:49 a.m.]

[Docket Nos. 17605, 17606; FCC 67-850]

VIRGINIA BROADCASTERS ET AL.

Memorandum Opinion and Order Designating Applications for Consolidated Hearing on Stated Issues

In re applications of Kenneth S. Bradby and Gilbert L. Granger, doing business as Virginia Broadcasters, Williamsburg, Va., Docket No. 17604, File No. BP-16829, Requests: 1110 kc, 250 w, Day, Class II; Charles E. Springer and Rose Mae Springer, his wife, doing business as Suffolk Broadcasters, Suffolk, Va., Docket No. 17606, File No. BP-17274, Requests: 1110 kc, 250 w, Day, Class II; James River Broadcasting Corp., Norfolk, Va., Requests: 1110 kc, 50 kw, DA-Day, Class II; for construction permits.

1. The Commission has before it for consideration (a) the above applications of Virginia Broadcasters and Charles E. Springer and Rose Mae Springer, his wife, doing business as Suffolk Broadcasters, both of which have been accepted for filing; (b) the James River proposal, which has not been accepted for filing; (c) a "Petition for Reconsideration and Reinstatement of Application Nunc Pro Tunc as of May 31, 1966, and For Other Relief", filed November 30, 1966, by James River; (d) a "Petition To Reject [the James River] application", as supplemented, filed August 16, 1966, by KFAB Broadcasting Company, licensee of Station KFAB, Omaha, Nebraska; and (e) pleadings in opposition and reply to the aforementioned petitions. If accepted for filing, the James River proposal would be mutually exclusive with the other two applications and entitled to consolidation with them.

2. The James River application was tendered for filing on May 27, 1966—4 days prior to the published cut-off date (May 31, 1966) of the lead application, Virginia Broadcasters. However, the application was returned as unacceptable for filing because of excessive daytime skywave radiation (§ 73.187 of the rules). In its petition, James River asks that the Commission (i) set aside its action (by letter of November 2, 1966) returning the application; or (ii) waive the provisions of section 1.227 to permit comparative consideration with the Springer and Broadcasters proposals; or (iii) accept the application nunc pro tunc May 31, 1966.

3. On August 19, 1966, James River tendered an amendment purporting to correct the original defect by reducing radiation to protect the 0.1 mv/m groundwave contour of Station KFAB (1110 kc, 50 kw, DA-N, U) during critical hours in accordance with the provisions of § 73.187. James River's position is that its application should have been accepted as timely filed on the grounds that (i) since it was substantially complete, it was erroneously returned; (ii) return of the application without hearing abrogated its Ashbacker rights[1]; (iii) it should not be held responsible for an error by its consulting engineer; and (iv) return of the proposal would deprive the Commission of a choice between Norfolk and the other two cities under section 307(b) of the Communications Act of 1934, as amended.

4. James River's argument that its application was substantially complete and lacking only in some minor respects is not well founded and cases cited in support of this contention[2] are not pertinent. They involved defects such as failure to submit copies of corporate bylaws and articles of incorporation; failure to submit adequate balance sheets; failure to comply with State security laws; failure to give exact street address of studio; and minor variations in transmitter site coordinates. The Commission has always permitted applicants to correct these types of deficiencies after acceptance and even by amendment after designation

[1] Commissioners Bartley and Loevinger absent.

[1] Ashbacker Radio Corp. v. FCC, 326 U.S. 327 (1945).

[2] E. G., Lou Poller, 9 RR 531; Middleboro Broadcasting, 3 RR 273; Lawrence A. Harvey, 9 RR 636.

for hearing. In none of the cases cited was a question of protection of an existing station involved. On the other hand, James River violated an important technical standard which specifically bars all proposals that do not provide adequate daytime skywave protection for Class I stations.

5. James River's contention that it was not afforded its Ashbacker rights is likewise ill-founded. In that case the court stated that "where two bona fide applications are mutually exclusive the grant of one without a hearing to both deprives the loser of the opportunity which Congress chose to give him". Clearly, defective or untimely applications are not entitled to consolidation under Ashbacker; Ranger et al. (Radio Cabrillo) v. FCC, 21 RR 2030 (1961); Kittyhawk Broadcasting Corp., 7 FCC 2d 153, 9 RR 2d 709 (1967).

6. With respect to James River's argument that return of its proposal would deprive the Commission of the opportunity of making a 307(b) choice between Norfolk and the other two cities, we find that whatever merit this argument has would also attach to countless potential applications for other communities. This, of course, would leave the Commission's cut-off and consolidation procedures a shambles. Even if the operation of 307(b) were our sole consideration, we note that Norfolk itself has four standard broadcast stations and the Norfolk-Portsmouth S.M.S.A. has seven.

7. The question of whether an applicant should be penalized because of an error of its consulting engineer was also raised in Natick Broadcast Associates, Inc., 6 FCC 2d 607, 9 RR 2d 360 (1967). There, under strikingly similar circumstances, we stated:

> If applicants were to be saved from the consequences of defects in their applications, merely because the defective portions of their applications were prepared by engineering consultants rather than themselves, it is reasonable to assume that—as in Gresham's law—engineering work of poorer quality would tend to drive out costlier but more carefully prepared engineering submissions.

The rationale in Natick is perhaps even more appropriate in the present case, because the engineer involved is an officer, director and five percent stockholder of James River as well as the son of its president and majority stockholder.

8. In summary, we find that, since the proposal as originally tendered violated § 73.187, it was "patently not in accordance with the Commission's rules" within the meaning of § 1.566 and was properly returned as unacceptable. Although the amendment tendered August 19, 1966, corrected the engineering defect, it did not do so until after the lead application's cut-off date. As a result, the application was not timely filed under § 1.571(c) and was not entitled to consolidation under § 1.227(b) of the rules. If James River had not decided to delay its filing until shortly before Virginia Broadcasters' cut-off date, perhaps the defect could have been remedied in time. But, the plight of which it complains is of its own making; and public interest considerations can hardly be said to weigh in favor of the procedural disarray that would result from its acceptance. Natick Broadcast Associates, Inc., supra. Thus, the James River petition will be denied and its application returned. In light of this ruling, it will not be necessary to discuss specifically the petition to reject by Station KFAB and their pleadings will be dismissed as moot.

9. We turn now to the two remaining mutually exclusive applications. An examination of the Virginia Broadcasters application indicates that a total of $60,580 is needed to construct and operate the proposed station for a period of 1 year without revenues.[3] Virginia shows $1,000 in available assets of the partnership, and proposes to obtain the remainder of the necessary funds through various assets of one of the partners, Gilbert L. Granger, who states in a letter dated July 8, 1965, that such funds will come from liquidation of marketable common stocks, personal earnings, and a loan on his Richmond Road property. Although the application includes a written loan offer to Mr. & Mrs. Granger from the Williamsburg Savings and Loan in the amount of $18,800 on the Richmond Road property, it is dated May 4, 1965, states that it is valid for 10 days only, and therefore cannot be considered valid at this time. Furthermore, the Grangers' balance sheet is no longer current. Therefore, the Commission cannot determine the amount of liquid assets which would be available to finance construction and operation of the proposed station.

10. Examination of the Springer application indicates that the proposed 5 mv/m contour of this proposal penetrates the geographic boundary of the city of Chesapeake, Va. The population (1960 census) of Chesapeake (73,647) is over 50,000, and is more than twice that of Suffolk (12,609). Accordingly, a presumption of intent to serve the larger community arises under the Commission's Policy Statement on Section 307(b) Considerations for Standard Broadcast Facilities Involving Suburban Communities, 2 FCC 2d 190, 6 RR 2d 1901. On February 14, 1967, the applicant submitted data for the purpose of rebutting the presumption.

11. After examination of the material submitted, the Commission finds that Springer has demonstrated its intention to serve its specified station location rather than Chesapeake. The proposed 5 mv/m contour covers only 11 square miles (having a population of 28) of the city of Chesapeake. The area penetrated is part of the Great Dismal Swamp which occupies the westerly third of Chesapeake and the easterly third of Nansemond County, of which Suffolk is the approximate geographical center. Chesapeake, which came into being as a city on January 1, 1963, through a merger of Norfolk County and the city of South Norfolk, although rather large in area (344 square miles) is not a metropolitan community in the usual or conventional sense. The city of Chesapeake is roughly rectangular, extending from 16 to 19 miles in a north-south direction and from 13 to 31 miles in an east-west direction. Most of the area is sparsely populated farmland or swamp with a density of approximately 22 persons per square mile. All the business and industrial areas of the city lie within the boundaries of the former city of South Norfolk, which has a density of 3,150 persons per square mile.[4] South Norfolk is about 20 miles from Suffolk and is not even penetrated by the applicant's 2 mv/m contour. Thus, because of the unusual nature and demographic makeup of Chesapeake we believe that a 307(b) suburban communities issue is not called for in this instance.

12. The Commission finds that, except as indicated by the issues specified below, Virginia Broadcasters and Charles E. Springer and Rose Mae Springer, his wife, doing business as Suffolk Broadcasters, are qualified to construct and operate as proposed. However, since their proposals are mutualy exclusive, they must be designated for hearing in a consolidated proceeding upon the issues set forth below.

Accordingly, it is ordered, That pursuant to section 309(e) of the Communications Act of 1934, as amended, the applications are designated for hearing in a consolidated proceeding, at a time and place to be specified in a subsequent order, upon the following issues:

1. To determine the areas and populations which would receive primary service from each of the applications and the availability of other primary service to such areas and populations.

2. To determine with respect to the application of Virginia Broadcasters, Inc.:

(a) Whether the $18,800 loan commitment to the Grangers is still available.

(b) Whether, assuming the funds noted in (a) above, are available, the applicant has sufficient additional funds available to construct and operate its proposed station for one year.

(c) Whether, in light of the evidence adduced pursuant to (a) and (b) above, the applicant is financially qualified.

3. To determine, in light of section 307(b) of the Communications Act of 1934, as amended, which of the proposals would better provide a fair, efficient and equitable distribution of radio service.

4. To determine, in the light of the evidence adduced pursuant to the foregoing issues which, if either, of the applications should be granted.

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[3] Virginia Broadcasters shows cash requirements for construction and operation of the proposed station for 1 year without revenues in the total amount of $49,400. However, the applicant has included only $3,000 of the $10,000 cost of land on the basis, according to Virginia, that "it appears that (it) can obtain financing for 70 percent of the total price of the land." Inasmuch as this loan is not substantiated (applicant states that it will not arrange the final financing for the purchase until such time as it receives its construction permit), $7,000 must be added for this item; also the sum of $4,180 must be added for first-year payments of principal and interest on its proposed equipment loan (advanced credit) which Virginia failed to include in its cost of equipment.

[4] For a detailed description of Chesapeake see the hearing examiner's findings in South Norfolk Broadcast Co., 1 FCC 2d 621.

It is further ordered, That the petition for reconsideration by James River Broadcasting Corp. is denied and its application, as amended, is returned as unacceptable for filing.

It is further ordered, That the petition to reject, as supplemented, filed by KFAB Broadcasting Co., is dismissed as moot.

It is further ordered, That in the event of a grant of either of the applications, the construction permit shall contain the following condition:

Pending a final decision in Docket No. 14419 with respect to presunrise operation with daytime facilities, the present provisions of § 73.87 of the Commission's rules are not extended to this authorization, and such operation is precluded.

It is further ordered, That, to avail themselves of the opportunity to be heard, the applicants herein, pursuant to § 1.221(c) of the Commission's rules, in person or by attorney, shall, within 20 days of the mailing of this order, file with the Commission in triplicate, a written appearance stating an intention to appear on the date fixed for the hearing and present evidence on the issues specified in this Order.

It is further ordered, That the applicants herein shall, pursuant to section 311(a)(2) of the Communications Act of 1934, as amended, and § 1.594 of the Commission's rules, give notice of the hearing, either individually or, if feasible and consistent with the rules, jointly, within the time and in the manner prescribed in such rule, and shall advise the Commission of the publication of such notice as required by § 1.594(g) of the rules.

Adopted: July 19, 1967.

Released: July 31, 1967.

FEDERAL COMMUNICATIONS COMMISSION,[1]

[SEAL] BEN F. WAPLE,
Secretary.

[F.R. Doc. 67-9125; Filed, Aug. 3, 1967; 8:49 a.m.]

ATOMIC ENERGY COMMISSION

[Docket Nos. 50-64, 50-276]

UNIVERSITY OF AKRON AND GEORGIA INSTITUTE OF TECHNOLOGY

Notice of Issuance of Order Authorizing Dismantling of Facility

The Atomic Energy Commission has issued an order authorizing the University of Akron and Georgia Institute of Technology to dismantle the University of Akron's Model AGN-201, Serial No. 104, nuclear reactor (AEC Facility License No. R-24) located on the University's campus in Akron, Ohio. The reactor will be dismantled by Georgia Institute of Technology, personnel under the supervision of the the University of Akron. The component parts and fuel will be transferred to Georgia Institute of Technology and transported to and stored at the Institute's campus in Atlanta, Ga., pursuant to a construction permit which is the subject of a separate FEDERAL REGISTER notice.

Copies of the (1) Commission's order (2) application dated February 9, 1967, and amendments thereto dated May 22, June 23, and July 11, 1967, submitted by the University of Arkon, (3) applications dated January 18 and 26, 1967 and June 14, 1967, and amendment thereto dated June 28, 1967, submitted by Georgia Institute of Technology, and (4) related Safety Evaluation prepared by the Division of Reactor Licensing are all available for public inspection at the Commission's Public Document Room, 1717 H Street NW., Washington, D.C. A copy of the Safety Evaluation may be obtained at the Commission's Public Document Room or upon request addressed to the Atomic Energy Commission, Washington, D.C. 20545, Attention: Director, Division of Reactor Licensing.

Dated at Bethesda, Md., this 28th day of July 1967.

For the Atomic Energy Commission.

PETER A. MORRIS,
Director,
Division of Reactor Licensing.

[F.R. Doc. 67-9068; Filed, Aug. 3, 1967; 8:45 a.m.]

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

ACTING REGIONAL ADMINISTRATOR, REGION I (NEW YORK)

Designation

The officers appointed to the following listed positions in Region I (New York) are hereby designated to serve as Acting Regional Administrator, Region I (New York), during the absence of the Regional Administrator, with all the powers, functions, and duties redelegated or assigned to the Regional Administrator, provided that no officer is authorized to serve as Acting Regional Administrator unless all other officers whose titles precede his in this designation are unable to serve by reason of absence:

1. Deputy Regional Administrator.
2. Assistant Regional Administrator for Renewal Assistance.
3. Assistant Regional Administrator for Housing Assistance.
4. Assistant Regional Administrator for Administration.

This designation supersedes the designation effective August 27, 1965 (30 F.R. 11118, 8/27/65).

(Delegation May 4, 1962, 27 F.R. 4319; Dept. Interim Order II, 31 F.R. 815, Jan. 21, 1966)

Effective as of August 4, 1967.

JUDAH GRIBETZ,
Regional Administrator, Region I.

[F.R. Doc. 67-9097; Filed, Aug. 3, 1967; 8:47 a.m.]

GENERAL SERVICES ADMINISTRATION

[Federal Property Management Regs.; Temporary Reg. F-11]

SECRETARY OF DEFENSE

Delegation of Authority

1. *Purpose.* This regulation delegates authority to the Secretary of Defense to represent the customer interest of the Federal Government in a telephone service rate proceeding.

2. *Effective date.* This regulation is effective immediately.

3. *Delegation.* a. Pursuant to the authority vested in me by the Federal Property and Administrative Services Act of 1949, 63 Stat. 377, as amended, particularly sections 201(a)(4) and 205(d), authority is delegated to the Secretary of Defense to represent the interest of the executive agencies of the Federal Government before the Public Service Commission of the State of Montana in a proceeding to determine rates and charges for intrastate telephone service in Montana.

b. The Secretary of Defense may redelegate this authority to any officer, official, or employee of the Department of Defense.

c. This authority shall be exercised in accordance with the policies, procedures, and controls prescribed by the General Services Administration, and further, shall be exercised in cooperation with the responsible officers, officials, and employees thereof.

Dated: July 29, 1967.

LAWSON B. KNOTT, Jr.,
Administrator of General Services.

[F.R. Doc. 67-9095; Filed, Aug. 3, 1967; 8:47 a.m.]

DEPARTMENT OF STATE

[Public Notice 274]

NORTHERN PIPE LINE CO.

Notice of Application for Presidential Permit

The Department of State has received an application dated July 19, 1967, from the Northern Pipe Line Co. of Delaware, Inc., of Saint Paul, Minn., to make a liquid hydrocarbons pipeline connection at the international boundary between North Dakota and Saskatchewan, Canada.

Notice is hereby given that copies of this application are available to the public and that written comments thereon will be received by the Department of State for 30 days from the date of publication of this notice in the FEDERAL REGISTER.

Dated: July 26, 1967.

For the Secretary of State.

MURRAY J. BELMAN,
Deputy Legal Adviser.

[F.R. Doc. 67-9094; Filed, Aug. 3, 1967; 8:47 a.m.]

[1] Commissioners Bartley and Loevinger absent.

FEDERAL POWER COMMISSION

[Docket Nos. G-3892, etc.]

PANHANDLE PRODUCING CO. ET AL.

Notice of Applications for Certificates, Abandonment of Service and Petitions To Amend Certificates [1]

JULY 26, 1967.

Take notice that each of the Applicants listed herein has filed an application or petition pursuant to section 7 of the Natural Gas Act for authorization to sell natural gas in interstate commerce or to abandon service heretofore authorized as described herein, all as more fully described in the respective applications and amendments which are on file with the Commission and open to public inspection.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington, D.C. 20426, in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before August 17, 1967.

Take further notice that, pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a hearing will be held without further notice before the Commission on all applications in which no protest or petition to intervene is filed within the time required herein if the Commission on its own review of the matter believes that a grant of the certificates or the authorization for the proposed abandonment is required by the public convenience and necessity. Where a protest or petition for leave to intervene is timely filed, or where the Commission on its own motion believes that a formal hearing is required, further notice of such hearing will be duly given: *Provided, however,* That pursuant to § 2.56, Part 2, Statement of General Policy and Interpretations, Chapter I of Title 18 of the Code of Federal Regulations, as amended, all permanent certificates of public convenience and necessity granting applications, filed after April 15, 1965, without further notice, will contain a condition precluding any filing of an increased rate at a price in excess of that designated for the particular area of production for the period prescribed therein unless at the time of filing such certificate application, or within the time fixed herein for the filing of protests or petitions to intervene the Applicant indicates in writing that it is unwilling to accept such a condition. In the event Applicant is unwilling to accept such condition the application will be set for formal hearing.

Under the procedure herein provided for, unless otherwise advised, it will be unnecessary for Applicants to appear or be represented at the hearing.

GORDON M. GRANT,
Secretary.

[1] This notice does not provide for consolidation for hearing of the several matters covered herein, nor should it be so construed.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
G-3892 E 7-6-67	Panhandle Producing Co., et al. (successors to Ashland Oil & Refining Co.) 2202 Alamo National Bldg., San Antonio, Tex. 78205.	Colorado Interstate Gas Co., West Panhandle Field, Hutchinson County, Tex.	[2] 17.0661	14.65
G-6060 E 7-14-67	Centaur Petroleum Corp. (successor to The Texstar Corp.), 1710 First National Bldg., Fort Worth, Tex. 76102.	Texas Eastern Transmission Corp., Clayton Field, Live Oak County, Tex.	13.8733	14.65
G-12244 D 2-7-66 [3]	Texaco Inc. (Operator), et al., Post Office Box 52332, Houston, Tex. 77052.	Cities Service Gas Co., Northeast Waynoka Field, Woods County, Okla.	Assigned	.....
G-13103 C 7-19-67	Aztec Oil & Gas Co., 2000 First National Bank Bldg., Dallas, Tex. 75202.	Southern Union Gathering Co., Basin Dakota Pool, San Juan County, N. Mex.	18.0	15.025
G-15092 E 7-14-67	MWJ Producing Co. (Operator), agent (successor to L. R. French, Jr., Operator), 413 First National Bank Bldg., Midland, Tex. 79701.	El Paso Natural Gas Co., Spraberry Field, Reagan County, Tex.	[2] 17.2295	14.65
G-17337 C&D 6-15-67	J. Ray McDermott & Co., Inc., 14th Floor, Houston Club Bldg., Houston, Tex. 77002.	Consolidated Gas Supply Corp., East and West Cameron Areas, Offshore Louisiana.	20.0	15.025
G-18714 C 7-17-67	Humble Oil & Refining Co., Post Office Box 2180, Houston, Tex. 77001.	Tennessee Gas Pipeline Co., a Division of Tenneco, Inc., West Delta Block 30 Field, Plaquemines Parish, La.	20.025	15.025
CI61-1045 E 7-6-67	Clinton Oil Co. et al., (successor to Continental Oil Co. et al.), 6810 West Hi-Way 54, Wichita, Kans. 67209.	Cities Service Gas Co., Southeast Eureka Area, Grant County, Okla.	[4] 14.0	14.65
CI61-1046 E 7-6-67	Clinton Oil Co. (Operator) et al. (successor to Continental Oil Co. (Operator), et al.).	Cities Service Gas Co., Chimney Creek Area, Woodward County, Okla.	[5] 17.0	14.65
CI63-1300 D 7-13-67	Mobil Oil Corp., Post Office Box 2444, Houston, Tex. 77001 (Partial Abandonment).	Natural Gas Pipeline Co. of America, West Crane and Putnam Fields, Dewey County, Okla.	(6)	.....
CI63-1289 E 7-10-67	John Chauncey Newsham (successor to Wacker Oil Co., Inc.), 1521 Delachaise St., New Orleans, La. 70115.	United Gas Pipe Line Co., Donner Field, Terrebonne Parish, La.	18.0	15.025
CI63-1512 E 7-6-67	Clinton Oil Co. (successor to Continental Oil Co.).	Cities Service Gas Co., Winchester Field, Woods County, Okla.	13.0	14.65
CI64-1055 E 5-19-67	Gas Engine & Compressor Service, Operator (successor to Tenneco Oil Co.), c/o Carl Baker, Jr., partner, 105 East Brentwood, Longview, Tex. 75601.	Arkansas Louisiana Gas Co., Scottsville (North) Field, Harrison County, Tex.	12.2	14.65
CI64-1206 E 7-6-67	Clinton Oil Co. (successor to Continental Oil Co.).	H. L. Hutton, Tonkawa Field, Kay County, Okla.	3.0	14.65
CI65-499 7-14-67 [7]	Apache Corp. (Operator) et al. (formerly Zapata Off-Shore Co. (Operator) et al.), 823 South Detroit, Tulsa, Okla. 74120.	Transcontinental Gas Pipe Line Corp., Ship Shoal Area, Offshore, Louisiana.	[8] 20.625	15.025
CI65-1180 C 7-19-67	Tenneco Oil Co., et al., Post Office Box 2511, Houston, Tex. 77001.	El Paso Natural Gas Co., San Juan Basin, San Juan County, N. Mex.	13.0	15.025
CI65-1310 C 7-20-67	Robert E. Aikman et al., d.b.a. A.I.K., Ltd., 706 Bank of the Southwest Bldg., Amarillo, Tex. 79109.	Panhandle Eastern Pipe Line Co., Northeast Forgan Field, Beaver County, Okla.	[9] 17.0	14.65
CI67-371 E 7-6-67	Clinton Oil Co. (successor to Continental Oil Co.).	Natural Gas Pipeline Co. of America, Northeast Fort Supply Area, Harper County, Okla.	[9] 17.0	14.65
CI67-1591 A 5-4-67	Wilma Hollingbery et al., 365 Broadway, Youngstown, Ohio 44504.	The Manufacturers Light & Heat Co., Richhill Township, Greene County, Pa.	21.5	15.325
CI67-1612 A 5-8-67	Phillips Petroleum Co.,[10] Bartlesville, Okla. 74003.	Natural Gas Pipeline Co. of America, Acreage in Eddy County, N. Mex.	16.0	14.65
CI67-1758 A 6-9-67	Tenneco Oil Co.[11]	El Paso Natural Gas Co., Red Hills Area, Lea County, N. Mex.	16.5	14.65
CI67-1850 (CI60-393) F 6-30-67	Charles B. Read (Operator) et al. (successor to Marathon Oil Co. et al.), Post Office Box 2126, Roswell, N. Mex. 88201.	Transwestern Pipeline Co., Atoka Pennsylvanian Pool, Eddy County, N. Mex.	16.0	14.65
CI68-31 A 7-12-67	Hilton I. Bever, 119 East 5th St., Williamstown, W. Va. 26187.	Gas Transport, Inc., Williams District, Wood County, W. Va.	25.0	15.025
CI68-32 (G-3150) [12] F 7-7-67	Sun Oil Co. (Southwest Division) (successor to Majoil, Inc.), 1608 Walnut St., Philadelphia, Pa. 19103.	Lone Star Gas Co., Big Mineral Creek Field, Grayson County, Tex.	14.40	14.65
CI68-33 (G-4277) [13] F 7-7-67	....do....	....do....	14.40	14.65
CI68-34 A 6-28-67	Oley Yeager, Route No. 3, Branchland, W. Va. 25506.	Pennzoil Co., Duval District, Lincoln County, W. Va.	14.0	15.325
CI68-35 A 7-10-67	Clyde M. Becker, 2628 Northwest 56th St., Oklahoma City, Okla. 73119.	Wunderlich Development Co., Acreage in Kay County, Okla.	6.2	14.65
CI68-36 A 7-7-67	Marie C. Anderson, 357 Vernon St., Apt. 206, Oakland, Calif. 94610.	El Paso Natural Gas Co., Gallegos Canyon Unit, San Juan County, N. Mex.	10.0	15.025
CI68-37 A 7-12-67	Eddie Jones Engineering Co., Post Office Box 1077, Beeville, Tex. 78102.	United Gas Pipe Line Co., North McFaddin Field, Victoria County, Tex.	15.0	14.65
CI68-38 A 7-12-67	Allen Beard et al., 115 Court St., Ripley, W. Va. 25271.	United Fuel Gas Co., Rocky Fork Field, Kanawha County, W. Va.	28.0	15.325

Filing code: A—Initial service.
B—Abandonment.
C—Amendment to add acreage.
D—Amendment to delete acreage.
E—Succession.
F—Partial succession.

See footnotes at end of table.

Docket No. and date filed	Applicant	Purchaser, field, and location	Price per Mcf	Pressure base
C168-39 (C163-1162) F 7-12-67	Mesa Petroleum Co. (Operator) et al. (successor to Humble Oil & Refining Co.), 1501 Taylor, Amarillo, Tex. 79101.	Northern Natural Gas Co., Como Field, Beaver County, Okla.	17.0	14.65
C168-40 (C163-999) F 7-12-67	CRA International, Ltd. (Operator) et al. (successor to Oil and Gas Property Management, Inc.), Post Office Box 7305, Kansas City, Mo. 64116.	United Gas Pipe Line Co., Iberia Field, Iberia Parish, La.	15.0	14.65
C168-41 (C161-1535) F 7-7-67	Clinton Oil Co. (successor to Continental Oil Co. (Operator) et al.).	Cities Service Gas Co., Southeast Eureka Area, Grant County, Okla.	[11] 14.0	14.65
C168-42 (C165-1190) F 7-6-67	Clinton Oil Co. (successor to Continental Oil Co.).	Michigan Wisconsin Pipe Line Co., Woodward Area, Woodward County, Okla.	[3] 17.0	14.65
C168-43 (G-12910) F 7-6-67	Clinton Oil Co. (successor to Continental Oil Co., Operator).	Cities Service Gas Co., Southeast Eureka Area, Grant County, Okla.	[11] 14.0	14.65
C168-44 (G-13074) F 6-27-67	Transamerican Petroleum Corp. (successor to Columbian Fuel Corp.), 811 West Seventh St., Los Angeles, Calif. 90017.	Consolidated Gas Supply Corp., acreage in Indiana County, Pa.	27.5	15.325
C168-45 A 7-17-67	Sunray DX Oil Co., Post Office Box 2039, Tulsa, Okla. 74102.	Texas Eastern Transmission Corp., South Cottonwood Creek Field, De Witt County, Tex.	15.0	14.65
C168-46 A 7-17-67	Lyons Petroleum (Operator) et al., 1500 Beck Bldg., Shreveport, La. 71101.	United Gas Pipe Line Co., Chauvin Field, Terrebonne Parish, La.	21.25	15.025
C168-47 A 7-14-67	D. H. Bolin (Operator) et al., 1120 Oil and Gas Bldg., Wichita Falls, Tex. 76301.	Almos Gas Gathering Co., Skidmore (3,970') Field, Bee County, Tex.	12.0	14.65
C168-48 B 7-14-67	Monsanto Co., 1300 Main St., Houston, Tex. 77002.	Lone Star Gathering Co., Bellis Field, De Witt County, Tex.	[10]	
C168-49 B 7-14-67	Monsanto Co.	Lone Star Gathering Co., Bellis Field, De Witt County, Tex.	[10]	
C168-50 B 7-14-67	do	Lone Star Gathering Co., Criswell Field, De Witt County, Tex.	[10]	
C168-51 B 7-14-67	Apache Corp.	Northern Natural Gas Co., Hansford (Lower Morrow) Field, Hutchinson County, Tex.	Depleted	
C168-52 A 7-14-67	Witco Chemical Co., Inc., 77 North Kendall Ave., Bradford, Pa. 16701.	Pennsylvania Gas Co., Sheffield Township, Warren County, Pa.	27.0	15.025
C168-53 A 7-17-67	Huntington Oil & Gas Co., c/o Virginia Rutherford, Agent, 3327 Route 60 East, Huntington, W. Va. 25705.	Pennzoil Co., Murphy District, Ritchie County, W. Va.	15.0	15.325
C168-54 B 7-17-67	Texaco, Inc.	Lone Star Gathering Co., North, Koenig Field, De Witt County, Tex.	[10]	
C168-55 A 7-17-67	Sinclair Oil & Gas Co., Post Office Box 521, Tulsa, Okla. 74102.	Arkansas Louisiana Gas Co., West Wilburton Area, Pittsburg County, Okla.	15.0	14.65
C168-57 B 6-26-67	George W. Miller, Box 2, Glenville, W. Va. 26320.	Pennzoil Co., De Kalb District, Gilmer County, W. Va.	Depleted	
C168-59 B 7-18-67	Gulf Oil Corp. (Operator) et al., Post Office Box 1589, Tulsa, Okla. 74102.	United Fuel Gas Co., Southeast Houma Field, Terrebonne Parish, La.	Depleted	
C168-60 A 7-19-67	Alma Oringderff Schaefer, d.b.a. Alma Oringderff, c/o Bill Allen, agent, Post Office Box 928, Perryton, Tex. 79070.	Northern Natural Gas Co., Camrick Gas Area, Beaver County, Okla.	[3] 17.0	14.65
C168-62 A 7-19-67	Humble Oil & Refining Co., Post Office Box 2180, Houston, Tex. 77001.	Panhandle Eastern Pipe Line Co., North Greensburg Field, Woods County, Okla.	[3] 17.0	14.65

[1] Rate in effect subject to refund in Docket No. RI64-576.
[2] In addition to acreage assigned, amendment also deletes expired leases.
[3] Rate in effect subject to refund in Docket No. RI60-9.
[4] Rate in effect subject to refund in Docket No. RI65-376.
[5] Rate in effect subject to refund in Docket No. RI65-231.
[6] Acreage released to landowners.
[7] Amendment to certificate filed to reflect the change in Operator.
[8] 1.625 cents per Mcf of such price shall be paid to an escrow agent in accordance with the Commission's order issued Aug. 24, 1962, in Docket No. G-13746.
[9] Subject to upward and downward B.t.u. adjustment.
[10] By letter filed July 10, 1967, Applicant agreed to accept certificate containing conditions similar to those imposed by Opinion No. 468, as modified by Opinion No. 468-A.
[11] By letter filed June 30, 1967, Applicant agreed to accept certificate containing conditions similar to those imposed by Opinion No. 468, as modified by Opinion No. 468-A.
[12] Certificate issued to Lynn Drilling Co. et al.
[13] Certificate issued to Kirby Petroleum Co. (Operator) et al.
[14] Rate in effect subject to refund in Docket Nos. G-20439 and RI65-375.
[15] Rate in effect subject to refund in Docket No. RI65-375.
[16] Gas will no longer be transported or sold in interstate commerce.

[F.R. Doc. 67-9007; Filed, Aug. 3, 1967; 8:45 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-3421]

CONTINENTAL VENDING MACHINE CORP.

Order Suspending Trading

JULY 31, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, 10 cent par value of Continental Vending Machine Corp., and the 6 percent convertible subordinated debentures due September 1, 1976 being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period August 1, 1967, through August 10, 1967, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-9077; Filed, Aug. 3, 1967; 8:45 a.m.]

[File No. 0-593]

PAKCO COMPANIES, INC.

Order Suspending Trading

JULY 31, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Pakco Companies, Inc. and all other securities of Pakco Companies, Inc., being traded otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period August 1, 1967, through August 10, 1967, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-9078; Filed, Aug. 3, 1967; 8:45 a.m.]

UNDERWATER STORAGE, INC.

Order Suspending Trading

JULY 31, 1967.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock of Underwater Storage, Inc., otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to section 15(c)(5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange by summarily suspended, this order to be effective for the period August 1, 1967, through August 10, 1967, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-9079; Filed, Aug. 3, 1967; 8:46 a.m.]

[70-4510]

UNITED GAS CORP. ET AL.

Notice of Proposed Issue and Sale of Notes and Exemption From Competitive Bidding

JULY 31, 1967.

Notice is hereby given that United Gas Corp. ("United"), 1525 Fairfield

Avenue, Shreveport, La. 71102, a gas utility subsidiary company of Pennzoil Co., a registered holding company, and two of its subsidiary companies, United Gas Pipe Line Co. ("Pipe Line") and Duval Corp. ("Duval"), have filed an application and an amendment thereto with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act"), designating sections 6, 6(b), 9, and 10 of the Act and Rule 50(a)(5)(B) promulgated thereunder as applicable to the proposed transactions. All interested persons are referred to said application, which is summarized below, for a complete statement of the proposed transactions.

United proposes, from time to time but no later than December 31, 1967, to issue and sell commercial paper in the form of short-term promissory notes in an aggregate face amount of not more than $35,000,000 to be outstanding at any one time to Lehman Commercial Paper, Inc. ("Lehman"), a dealer in commercial paper. Proceeds from the sale of commercial paper will be added to United's treasury funds which together with cash resources and retained earnings will be used for the proposed acquisition by United of notes to be issued by Pipe Line and Duval, as described below.

The commercial paper notes will be of varying maturities with no such notes maturing more than 9 months, exclusive of days of grace, after the date of issue, and none will be prepayable prior to maturity. The notes, in denominations of not less than $50,000 and not more than $1 million, will be issued and sold by United directly to Lehman at a discount which will not be in excess of the discount rate per annum prevailing at the date of issuance for commercial paper of comparable quality and of the particular maturity sold by issuers thereof to commercial paper dealers and which will not exceed the prime commercial loan rate of The First National City Bank of New York for unsecured loans prevailing on the date of issue.

It is stated that no commission or fee will be payable in connection with the issue and sale of the commercial paper notes. Lehman, as principal, will reoffer such notes at a discount of one-eighth of 1 percent per annum less than the prevailing discount rate to United in such a manner as not to constitute a public offering. The notes will be reoffered to no more than 100 identified and designated customers in a list (nonpublic) prepared in advance by Lehman. No additions will be made to this customer list, which includes commercial banks, insurance companies, corporate pension funds, investment trusts, foundations, colleges and universities, municipal and State benefit funds, eleemosynary institutions, finance companies, and nonfinancial corporations which invest surplus funds in commercial paper. It is expected that United's commercial paper notes will be held by customers to maturity, but, if they wish to resell prior thereto, Lehman, pursuant to a verbal repurchase agreement, will repurchase the notes and reoffer the same to others in the group of 100 customers.

The filing states that the cost of commercial paper borrowing for companies of comparable credit to United has averaged approximately three-fourths of 1 percent per annum less than the New York commercial bank prime rate and that, based on the recent experience of other companies, United desires the flexibility of using commercial paper borrowings to supplement its outstanding bank borrowings if lower interest costs are obtainable. It is also stated that the use of commercial paper will afford greater flexibility in the timing by United of its permanent financing. At final maturity, the commercial paper notes will be paid from the proceeds of debt or equity securities, the nature, maturity, and the amount of which will be determined in the light of prevailing market conditions.

United requests exception from the competitive bidding requirements of Rule 50 for the proposed issue and sale of its commercial paper pursuant to clause (a)(5)(B) thereof. The company states that the proposed commercial paper notes will have a maturity of 270 days or less and will be sold at effective interest costs that will not exceed the bank prime rate and that it expects to sell its commercial paper at lower effective interest costs. It is further stated that it is not practical to invite competitive bids for commercial paper and that current rates for commercial paper for such prime borrowers as United are published daily in financial publications.

Pipe Line and Duval propose to issue and sell, from time to time as funds are required, promissory notes to United, which United proposes to acquire, in aggregate amounts not exceeding $25 million and $15 million, respectively. The notes will be payable on demand but not later than September 30, 1968, and will be prepayable, in whole or in part, at any time without premium or penalty. The stated interest rate in the notes will be the prime rate for commercial loans of the First National City Bank of New York; however, after the last maturity of its commercial paper notes, United will determine the cost of money to it and will refund the excess over cost to the subsidiary companies. The amount of such refund shall be determined by deducing from the aggregate of the interest charged the subsidiary companies, an amount equal to the aggregate actual cost of money borrowed by United by the issue of commercial paper plus an allowance for interest on United's treasury funds advanced to the subsidiary companies computed on a daily basis at the applicable prime interest rate. The excess interest thus computed shall be refunded to the borrowing subsidiaries in proportion to the total interest charged the subsidiary companies by United.

Pipe Line will use the proceeds from its notes sold to United for construction, improvement, and expansion of its facilities in connection with its 1967–68 construction and expansion program, and for reimbursing its treasury, in part, for expenditures actually made for such purposes, and for other general corporate purposes. Duval will use the proceeds from the sale of its notes to United for the purpose of completing its 1967–68 construction and expansion program.

The fees and expenses to be paid by United in connection with the proposed transactions are estimated at $700. It is stated that no State commission and no Federal commission, other than this Commission, has jurisdiction over the proposed transactions.

Notice is further given that any interested person may, not later than August 21, 1967, request in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by said application which he desires to controvert; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon the applicants at the above-stated address, and proof of service (by affidavit or, in case of an attorney at law, by certificate) should be filed with the request. At any time after said date, the application, as amended or as it may be further amended, may be granted as provided in Rule 23 of the general rules and regulations promulgated under the Act, or the Commission may grant exemption from such rules as provided in Rules 20(a) and 100 thereof or take such other action as it may deem appropriate. Persons who request a hearing or advice as to whether a hearing is ordered will receive notice of further developments in this matter, including the date of the hearing (if ordered) and any postponements thereof.

For the Commission (pursuant to delegated authority).

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 67-9080; Filed, Aug. 3, 1967; 8:46 a.m.]

[File No. 1-4371]

WESTEC CORP.

Order Suspending Trading

JULY 31, 1967.

The common stock, 10 cents par value, of Westec Corp., being listed and registered on the American Stock Exchange pursuant to provisions of the Securities Exchange Act of 1934 and all other securities of Westec Corp., being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors;

It is ordered, Pursuant to sections 15(c)(5) and 19(a)(4) of the Securities Exchange Act of 1934, that trading in such securities on the American Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period August 1, 1967, through August 10, 1967, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F.R. Doc. 67-9081; Filed, Aug. 3, 1967; 8:46 a.m.]

FEDERAL RESERVE SYSTEM

FEDERAL OPEN MARKET COMMITTEE

Current Economic Policy Directive

In accordance with § 271.5 of its Rules Regarding Availability of Information, there is set forth below the Committee's Current Economic Policy Directive issued at its meeting held on May 2, 1967.[1]

The economic and financial developments reviewed at this meeting suggest that prospects for renewed economic expansion have improved. The adjustment of excessive inventories is proceeding, as a result of the reduced level of industrial output and with consumer buying strengthening. Average wholesale prices have declined recently, reflecting reductions in farm and food prices and stability in prices of industrial commodities; but unit labor costs in manufacturing have risen further. Bank credit expansion has moderated in recent weeks from its earlier rapid rate. Long-term interest rates have risen considerably under the influence of heavy securities market financing and more optimistic market appraisals of the business outlook, but short-term yields have declined further following the recent reduction in Reserve Bank discount rates. Interest rates abroad have continued to decline and some further reductions have been made in foreign central bank discount rates. The balance of payments deficit has remained substantial despite some improvement in the foreign trade surplus. In this situation, it is the Federal Open Market Committee's policy to foster money and credit conditions, including bank credit growth, conducive to renewed economic expansion, while recognizing the need for progress toward reasonable equilibrium in the country's balance of payments.

To implement this policy, while taking account of the current Treasury financing, System open market operations until the next meeting of the Committee shall be conducted with a view to maintaining the prevailing conditions in the money market.

Dated at Washington, D.C., the 31st day of July 1967.

By order of the Federal Open Market Committee.

ROBERT C. HOLLAND, *Secretary.*

[F.R. Doc. 67-9074; Filed, Aug. 3, 1967; 8:45 a.m.]

[1] The Record of Policy Actions of the Committee for the meeting of May 2, 1967, is filed as a part of the original document. Copies are available on request to the Board of Governors of the Federal Reserve System, Washington, D.C. 20551.

INTERSTATE COMMERCE COMMISSION

FOURTH SECTION APPLICATION FOR RELIEF

JULY 31, 1967.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 41084—*Sulphuric acid to southern territory.* Filed by O. W. South, Jr., agent (No. A5049), for and on behalf of the Southern Railway Co. Rates on acid, sulphuric, in tank carloads, in single tank carloads and in multiple tank carloads of not less than 5 tank carloads, as described in the application, from Augusta, Ga., to Charlotte, N.C.

Grounds for relief—Rate relationship.

Tariff—Supplement 26 to Southern Freight Association, agent, tariff ICC S-671.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 67-9101; Filed, Aug. 3, 1967; 8:47 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

AUGUST 1, 1967.

Protests to the granting of an application must be prepared in accordance with Rule 1.40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 41085—*Substituted service—Seaboard Coast Line et al., for Acme Moving & Storage Corp., et al.* Filed by Movers' & Warehousemen's Association of America, Inc., agent (No. 11), for interested carriers. Rates on property loaded in highway trailers, between interchange points named in the application, on traffic originating at or destined to such points or points beyond as described in the application.

Grounds for relief—Motortruck competition.

FSA No. 41086—*Grain and grain products from points in Montana.* Filed by North Pacific Coast Freight Bureau, agent (No. 67-2), for interested rail carriers. Rates on grain, grain products and related articles, in carloads, from specified points in Montana, to points in North Pacific Coast territory.

Grounds for relief—Unregulated truck and truck-barge competition.

Tariff—Supplement 10 to North Pacific Coast Freight Bureau, agent, tariff ICC 1117.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary.*

[F.R. Doc. 67-9102; Filed, Aug. 3, 1967; 8:47 a.m.]

[Notice 428]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

JULY 31, 1967.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules of Ex Parte No. MC 67 (49 CFR Part 340), published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date of notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protests must certify that such service has been made. The protest must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 531 (Sub-No. 233 TA), filed July 27, 1967. Applicant: YOUNGER BROTHERS, INC., 4904 Griggs Road, Post Office Box 14287, Houston, Tex. 77021. Applicant's representative: Wray E. Hughes (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wine vinegar*, in bulk, in tank vehicles, from Reedley, Calif., to Chicago, Ill., and Terre Haute, Ind.; for 180 days. Supporting shipper: United Vintners, Inc., Post Office Box 77085, San Francisco, Calif., 94107, J. O. McManus, Vice President. Send protests to: John C. Redus, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Post Office Box 61212, Houston, Tex. 77061.

No. MC 47142 (Sub-No. 92 TA), filed July 26, 1967. Applicant: C. I. WHITTEN TRANSFER COMPANY, 200 19th Street, Post Office Box 1833, Huntington, W. Va. 25719. Applicant's representative: Michael R. Prestera (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Classes A, B, and C explosives, blasting supplies, ammunition and component parts of ammunition, and explosives*, between West Hanover, Mass., Richmond, Ind.,

Janesville, Wis., La Salle and Elk Grove, Ill.; and Hopkins and New Brighton, Minn.; for 150 days. Supporting shipper: Flare-Northern Division, Atlantic Research Corp., Post Office Box 175, King Street, West Hanover, Mass. 02380, Frank Larkin, Traffic Manager. Send protests to: H. R. White, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 3202 Federal Office Building, Charleston, W. Va. 25301.

No. MC 65423 (Sub-No. 7 TA) (Correction), filed June 19, 1967, published in FEDERAL REGISTER, issue of June 27, 1967, corrected, and republished as corrected, this issue. Applicant: BLACKSHEAR TRANSPORTATION CO., INC., 236–238 Race Street, Philadelphia, Pa. 19106. Applicant's representative: Albert Blackshear (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building materials, oil, chemical compounds, leather equipment, furniture, hardware, and paper products*, (1) from points in the Philadelphia, Pa., commercial zone to points in Delaware, New Jersey, Maryland, Virginia, and New York, and the District of Columbia; and (2) between points in Connecticut, on the one hand, and, on the other, points in North Carolina, South Carolina, Georgia, West Virgina, and Florida; for 180 days. NOTE: The purpose of this republication is to set forth the correct docket No. MC 65423 (Sub-No. 7 TA), previously incorrectly set forth as MC 65432 (Sub-No. 7 TA). Supporting shippers: Hachik Bleach Co., Philadelphia, Pa.; Sterling Metalware Co., Philadelphia, Pa.; Acme Iron & Metal Co., Philadelphia, Pa.; Red Star Furniture Corp., Philadelphia, Pa.; The Billy Penn Corp., Philadelphia, Pa.; Al Rifkin, Philadelphia, Pa.; Sobel Paper & Wire Co., Inc., Philadelphia, Pa.; George H. Fetters, Penndel, Pa.; and Alexander Phillips, Foreign Freight Agency, Baltimore, Md. Send protests to: Ross A. Davis, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 900 U.S. Customhouse, Second and Chestnut Streets, Philadelphia, Pa. 19106.

No. MC 103880 (Sub-No. 390 TA), filed July 27, 1967. Applicant: PRODUCERS TRANSPORT, INC., 215 East Waterloo Road, Post Office Box 7211, Akron, Ohio 44306. Applicant's representative: T. J. Bird (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals and petroleum products*, in bulk, in tank vehicles, from Fort Wayne, Ind., to points in Hilisdale County, Mich.; for 150 days. Supporting shipper: Hoosier Solvents & Chemicals Corp., 1650 Luett Street, Indianapolis, Ind. 46222. Send protests to: G. J. Baccei, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 435 Federal Building, 215 Superior Avenue, Cleveland, Ohio 44114.

No. MC 105566 (Sub-No. 3 TA), filed July 26, 1967. Applicant: SAM TANKSLEY TRUCKING, INC., West Highway 80, East Prairie, Mo. 63845. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wooden beverage cases*, from Gideon, Mo., to points in California, Oregon, Washington, Idaho, and Nevada; for 180 days. Supporting shipper: Gideon-Anderson Lumber Co., Gideon, Mo. 63848, George J. Cahill, Vice President. Send protests to: J. P. Werthmann, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 3248–B, 1520 Market Street, St. Louis, Mo. 63103.

No. MC 106194 (Sub-No. 19 TA), filed July 26, 1967. Applicant: HORN TRANSPORTATION, INC., 1119 West 24th Street, Kansas City, Mo. 64108. Applicant's representative: Frank W. Taylor, Jr., 1221 Baltimore Avenue, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural machinery and related parts*, from Denver and Colorado Springs, Colo., to points in Wyoming, Nebraska, New Mexico, Oklahoma, and Texas; for 150 days. Supporting shipper: Enresco, Inc., 1140 Holly Sugar Building, Stone Center, Colorado Springs, Colo. 80902. Send protests to: Vernon V. Coble, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 1100 Federal Office Building, 911 Walnut, Kansas City, Mo. 64106.

No. MC 109094 (Sub-No. 11 TA), filed July 27, 1967. Applicant: GAULT TRANSPORTATION, INC., 379 Main Street, Wareham, Mass. 02571. Applicant's representative: Arthur A. Wentzell, 263 Cherry Street, Shrewsbury, Mass. 01545, Mail: Post Office Box 270 Worcester, Mass. 01601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Petroleum products*, in bulk, in tank vehicles, from East Providence, R.I., to points in that part of Windham and Windsor Counties, Vt., bounded as follows: Beginning at the New Hampshire-Vermont State line at the junction of U.S. Highway 5 and Vermont Highway 1 and 3, thence to junction Vermont Highways 143 and 106, near Springfield, thence to Chester, thence by a straight line in a southwesterly direction through Townsend and Jacksonville to the Vermont-Massachusetts State line; for 180 days. NOTE: Applicant states that it intends to tack authority sought with that held under MC 109094, at East Providence, R.I. Supporting shipper: Tidewater Oil Co., Dexter Road, East Providence, R.I. 02914. Send protests to: Gerald H. Curry, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 187 Westminster Street, Providence, R.I. 02903.

No. MC 112113 (Sub-No. 10 TA), filed July 27, 1967. Applicant: GYPSUM HAULAGE, INC., 2301 South Newkirk Street, Baltimore, Md. 21224. Applicant's representative: George W. Hankey (same address as above). Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Metal building materials and accessories* used in the installation thereof, for the account of National Gypsum Co., Buffalo, N.Y., from the plantsite of the National Gypsum Co. in Niles, Ohio, to points in New Jersey, Delaware, Maryland, those points east of Route 219 in Pennsylvania, and Washington, D.C., to points in Bronx, Dutchess, Kings, Nassau, New York, Orange, Putnam, Queens, Richmond, Rockland, Suffolk, Sullivan, Ulster, and Westchester Counties, N.Y., and points in Fairfax, Fauquier, Loudon, and Prince Williams Counties, Va.; for 150 days. Supporting shipper: National Gypsum Co., Gold Bond Building, Buffalo, N.Y. 14202. Send protests to: William L. Hughes, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 1125 Federal Building, 31 Hopkins Plaza, Charles Center, Baltimore, Md. 21201.

No. MC 116628 (Sub-No. 10 TA), filed July 26, 1967. Applicant: SUBURBAN TRANSFER SERVICE, INC., 285 Highland Cross, Post Office Box 168, Rutherford, N.J. 07070. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Such merchandise as is dealt in by retail department stores, packaging materials for such merchandise, and materials, and supplies* used in the operation of such stores, from New York, N.Y., to Cleveland, Ohio, and Detroit, Mich.; and return movement of same *commodities* (not necessarily rejected or damaged merchandise); for 180 days. Supporting shipper: Franklin Simon, 560 Washington Street, New York, N.Y. 10014. Send protests to: Joel Morrows, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 1060 Broad Street, Newark, N.J. 07102.

No. MC 119164 (Sub-No. 23 TA), filed July 27, 1967. Applicant: J-E-M TRANSPORTATION CO., INC., 509 Liberty Street, Post Office Box 1315, Syracuse, N.Y. 13201. Applicant's representatives: Reminger and Reminger, The Leader Building, Cleveland, Ohio 44114. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastic materials*, dry, in bulk, in tank vehicles, in a coordinated rail-motor service, from the Flexi-Flo rail-motor interchange terminal facilities on the lines of the New York Central Railroad Co., located at Cleveland, Ohio, exclusive of team tracks or other public facilities, to Aurora, Ohio; restricted to shipments having a prior movement inbound via rail; for 180 days. Supporting shipper: B. F. Goodrich Chemical Co., 3135 Euclid Avenue, Cleveland, Ohio 44115, Frank S. Nagorney, Supervisor-Traffic. Send protests to: Morris H. Gross, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 104, O'Donnell Building, 301 Erie Boulevard, West Syracuse, N.Y. 13202.

No. MC 123393 (Sub-No. 189 TA), filed July 27, 1967. Applicant: BILYEU REFRIGERATED TRANSPORT CORPORATION, 2105 East Dale Street, Post Office Box 948, commercial station, Springfield, Mo. 65803. Applicant's representative: David D. Brunson, Post Office Box 671, Oklahoma City, Okla. 73102. Authority sought to operate as a *common*

carrier, by motor vehicle, over irregular routes, transporting: *Frozen citrus juices, concentrates, ades, and drinks*, from Bonner Springs, Kans., and points within 5 miles thereof, to points in Arkansas, Illinois, Indiana, Iowa, Kentucky, Minnesota, Missouri, Nebraska, Ohio, Oklahoma, Tennessee, Texas, Wisconsin, and North Dakota; for 120 days. Supporting shipper: Ventura Coastal Corp., Post Office Box 69, Ventura, Calif. 93002. Send protests to: John V. Barry, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 1100 Federal Office Building, 911 Walnut Street, Kansas City, Mo. 64106.

No. MC 124236 (Sub-No. 26 TA), filed July 27, 1967. Applicant: CHEMICAL EXPRESS, INC., 3300 Republic National Bank Building, Dallas, Tex. 75201. Applicant's representative: William D. White, Jr., 2505 Republic National Bank Tower, Dallas, Tex. 75201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Packaged cement*, from Dallas, Tex., to points in Arkansas, Louisiana, and Oklahoma; for 180 days. Supporting shipper: Luke Lathram Co., 9109 Sovereign Row, Dallas, Tex. 75247. Send protests to: E. K. Willis, Jr., District Supervisor, Bureau of Operations, Interstate Commerce Commission, 513 Thomas Building, 1314 Wood Street, Dallas, Tex. 75202.

No. MC 124899 (Sub-No. 8 TA), filed July 27, 1967. Applicant: RAY BERTHERS, Post Office Box 116, Kamas, Utah 84036. Applicant's representative: L. Rodney Kump, 716 Newhouse Building, Salt Lake City, Utah 84111. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, (1) from Kamas, Utah, to points in California, Arizona, Nevada, and Colorado, and (2) from Afton, Wyo., to points in Utah and Colorado; for 180 days. Supporting shippers: Blazzard Lumber Co., Post Office Box 65, Kamas, Utah 84036; and Star Valley Lumber Co., Post Office Box 517, Afton, Wyo. 83110. Send protests to: John T. Vaughan, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 2224 Federal Building, Salt Lake City, Utah 84111.

No. MC 128254 (Sub-No. 3 TA), filed July 26, 1967. Applicant: THEODORE SAVAGE, 16061 Warren Lane, Huntington Beach, Calif. 92647. Applicant's representative: Ernest D. Salm, 3846 Evans Street, Los Angeles, Calif. 90027. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *General commodities*, limited to traffic having a prior or subsequent movement by air, for the account of WTC Air Freight, between the terminal of the WTC Air Freight located in Los Angeles, Calif., on the one hand, and, on the other, points in Orange County, Calif., located south of a line running east and west through El Toro and Newport Beach (including service at El Toro, and restricted against service at Newport Beach), and points in San Diego County, Calif.; for 180 days. Supporting shipper: WTC Air Freight, 5959 West Century Boulevard, Los Angeles, Calif. 90045. Send protests to: William J. Huetig, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 7708, 300 North Los Angeles Street, Los Angeles, Calif. 90012.

No. MC 129269 (Sub-No. 1 TA), filed July 26, 1967. Applicant: MAURICE EDWARD COMPTON, 4811 North Capitol Street, Washington, D.C. 20011. Applicant's representative: Harold E. Mesirow, 1625 K Street NE., Washington, D.C. 20006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Masonry sand*, in bulk, in dump trucks, from the plantsite of Bob's Sand Co., Severn, Anne Arundel County, Md., to points in Fairfax, Arlington, Prince Williams, and Loudon Counties, Va.; for 150 days. Supporting shipper: Bob's Sand Co., Silver Spring, Md. Send protests to: Robert D. Caldwell, District Supervisor, Bureau of Operations, Interstate Commerce Commission, Room 1220, 12th and Constitution Avenue NW., Washington, D.C. 20423.

MOTOR CARRIER OF PASSENGERS

No. MC 128794 (Sub-No. 2 TA), filed July 24, 1967. Applicant: SOUTH BASIN LINES, INC., 1315 Columbia Avenue, Moses Lake, Wash. 98837. Applicant's representative: George Kargianis, 609–11 Norton Building, Seattle, Wash. 98104. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, express freight, U.S. mail, and newspapers*, (1) between Soap Lake and Pasco, Wash.: From Soap Lake over Washington Highway 28 to Ephrata, Wash., thence over Washington Highway 282 to junction Washington Highway 17, thence over Washington Highway 17 to junction U.S. Highway 395, thence over U.S. Highway 395 to Pasco, and return over the same route, serving all intermediate points; (2) between junction Washington Highway 17 and junction unnumbered highway, over unnumbered highway to Warden, Wash., and return over the same route; (3) between junction Washington Highway 17 and junction Washington Highway 260, over Washington Highway 260 to Connell, Wash., and return over the same route; (4) between junction Washington Highway 17 and Washington Highway 26 (at or near Othello, Wash.) and Vantage, Wash., over Washington Highway 26, and return over the same route, serving the intermediate point of Othello, Wash.; and (5) between Vantage, Wash., and Priest Rapids Dam Site, Wash., over Washington Highway 243, and return over the same route, serving the intermediate point of Wanapum Dam Site; for 150 days. NOTE: Applicant states that it intends to interline with The Greyhound Lines, Inc., at Pasco, Ephrata, and Moses Lake, Wash. Supporting shippers: There are 14 shippers' supporting statements attached to application, which may be examined at the Interstate Commerce Commission, in Washington, D.C., or at the field office named below. Send protests to: L. C. Taylor, District Supervisor, Bureau of Operations, Interstate Commerce Commission, 401 U.S. Post Office, Spokane, Wash. 99201.

By the Commission.

[SEAL] H. NEIL GARSON, *Secretary*.

[F.R. Doc. 67-9103; Filed, Aug. 3, 1967; 8:47 a.m.]

[Notice 17]

MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 1, 1967.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 279), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC–FC–69794. By order of July 27, 1967, the Transfer Board approved the transfer to Longstreth Trucking Co., a corporation, Alloway, N.J., of permit No. MC–125432 (Sub-No. 1), issued January 7, 1965, to Paul A. Longstreth, Woodstown, N.J., and authorizing the transportation of lumber, building supplies (excluding commodities in bulk), and plumbing, heating, and electrical supplies, from Swedesboro, N.J., to Baltimore, Md., points in Delaware, points in Carroll, Baltimore, Harford, Cecil, and Anne Arundel Counties, Md., points in that part of Maryland east of the Chesapeake Bay, and points in Chester, Lancaster, York, Lebanon, Schuylkill, Berks, Montgomery, Carbon, Northampton, Lehigh, Bucks, Philadelphia, and Delaware Counties, Pa. James H. Sweeney, 902 Spruce Avenue, Oaklyn, N.J. 08107, representative for applicants.

No. MC–FC–69795. By order of July 27, 1967, the Transfer Board approved the transfer to G. R. Nowell & Son, Inc., Winchester, Mass., of certificate No. MC–52695, issued July 30, 1942, to Clarence Oliver Ashforth, Waltham, Mass., and authorizing the transportation of household goods, as defined by the Commission, between, Newton, Mass., and points within 15 miles thereof, on the one hand, and, on the other, points in Connecticut, Maine, New Hampshire, New York, Rhode Island, and Vermont. John F. Curley, 33 Broad Street, Boston, Mass. 02109, attorney for applicants.

No. MC–FC–69805. By order of July 26, 1967, the Transfer Board approved the transfer to Slentz and Sons, Inc., Grabill, Ind., of the operating rights of Virgil Slentz, Clifford Slentz, and Delmar Slentz, a partnership, doing business as Slentz & Sons Trucking Co., Grabill, Ind.,

in permit No. MC-126082, issued November 27, 1964, authorizing the transportation, over irregular routes, of fertilizer (except in tank vehicles), in bulk and in bags, from Butler, Ind., to points in the Lower Peninsula of Michigan and a described portion of Ohio. James L. Beatty, 130 East Washington Street, Indianapolis, Ind. 46204, attorney for applicants.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 67-9104; Filed, Aug. 3, 1967; 8:48 a.m.]

[Notice 17-A]

MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 1, 1967.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 279), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-69854. By application filed July 24, 1967, CHARLES E. WOLFE, doing business as EVERGREEN EXPRESS, 410 North 10th Street, Billings, Mont. 59101, seeks temporary authority to lease the operating rights of EVERGREEN EXPRESS, INC., Post Office Box 212, Billings, Mont., under section 210a (b). The transfer to CHARLES E. WOLFE, doing business as EVERGREEN EXPRESS, of the operating rights of EVERGREEN EXPRESS, INC., is presently pending.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 67-9105; Filed, Aug. 3, 1967; 8:48 a.m.]

[4th Rev. S.O. 562, ICC Order No. 225; Amdt. 1]

SOUTHERN INDUSTRIAL RAILROAD, INC.

Rerouting and Diversion of Traffic

Upon further consideration of ICC Order No. 225 (Southern Industrial Railroad, Inc.) and good cause appearing therefor:

It is ordered, That:

ICC Order No. 225 be, and it is hereby amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date.* This order shall expire at 11:59 p.m., August 31, 1967, unless otherwise modified, changed, or suspended.

It is further ordered, That this amendment shall become effective at 11:59 p.m., July 24, 1967, and that this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement, and that it be filed with the Director, Office of the Federal Register.

Issued at Washington, D.C., July 24, 1967.

INTERSTATE COMMERCE COMMISSION,
[SEAL] R. D. PFAHLER,
Agent.

[F.R. Doc. 67-9106; Filed, Aug. 3, 1967; 8:48 a.m.]

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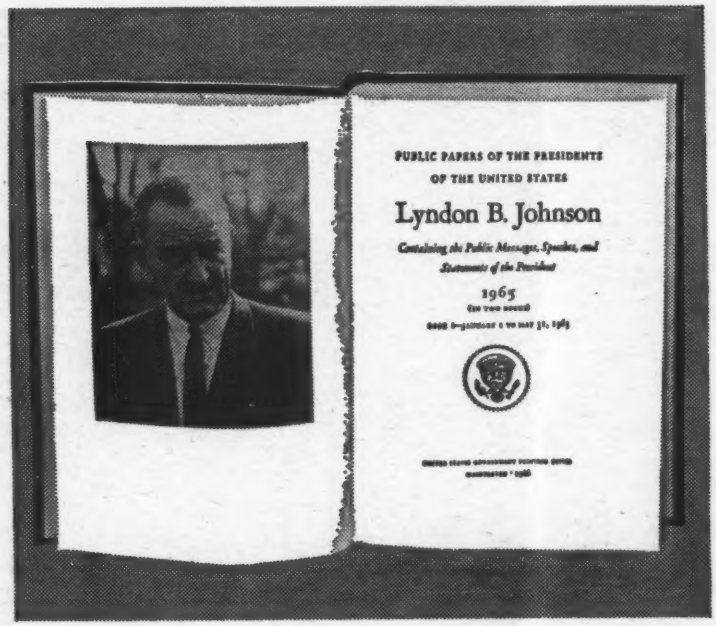

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